

NO. 30

**JOURNAL**  
**of the**  
**HOUSE OF REPRESENTATIVES**  
**of the**  
**STATE OF SOUTH CAROLINA**



REGULAR SESSION BEGINNING TUESDAY, JANUARY 13, 2009

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THURSDAY, MARCH 5, 2009  
(STATEWIDE SESSION)

**Thursday, March 5, 2009**  
**(Statewide Session)**

~~Indicates Matter Stricken~~  
Indicates New Matter

The House assembled at 10:00 a.m.

Deliberations were opened with prayer by Representative J. H. NEAL, as follows:

Our thought for today is from Psalm 15:1-2: "Lord, who shall abide in thy tabernacle? Who shall dwell in thy holy hill? He that walketh uprightly, and worketh righteousness, and speaketh the truth in his heart."

Let us pray. Almighty Father, we call on You at this hour asking once again for Your blessings upon all who are gathered here. We are asking, Father, that You send Your ministering angels to be rounded about this place. We ask today, Father, that You send Your blessing upon this State and this Nation. We ask Your guiding hand in our deliberations as we, in this place, labor in this vineyard. We ask You to help us to walk justly. Help us, Father, to give mercy, and help us, Father, to seek righteousness, and now, Father, with all those things, we ask that you also give us compassion and wisdom. Let us all say Amen.

Pursuant to Rule 6.3, the House of Representatives was led in the Pledge of Allegiance to the Flag of the United States of America by the SPEAKER.

After corrections to the Journal of the proceedings of yesterday, the SPEAKER ordered it confirmed.

**MOTION ADOPTED**

Rep. GUNN moved that when the House adjourns, it adjourn in memory of Maude Gregory Wilson, mother of former Clerk of the House Sandra McKinney, which was agreed to.

**SILENT PRAYER**

The House stood in silent prayer for Representative Knight who is in the hospital.

**THURSDAY, MARCH 5, 2009**

**MESSAGE FROM THE SENATE**

The following was received:

Columbia, S.C., March 4, 2009

Mr. Speaker and Members of the House:

The Senate respectfully informs your Honorable Body that it has confirmed the Governor's appointment of:

**Local Appointment**

York County Master-in Equity

Term Commencing: June 30, 2009

Term Expiring: June 30, 2015

Seat: Master-in-Equity

**Reappointment**

The Honorable S. Jackson Kimball III

2153 Mingus Lane

York, South Carolina 29745

Very respectfully,

President of the Senate

Received as information.

**REPORT OF STANDING COMMITTEE**

Rep. HARRISON, from the Committee on Judiciary, submitted a favorable report with amendments on:

H. 3022 -- Reps. Kirsh, Wylie, G. M. Smith and Weeks: A BILL TO AMEND SECTION 17-1-40, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE DESTRUCTION OF CRIMINAL RECORDS WHEN A CHARGE IS DISMISSED OR THE PERSON IS FOUND INNOCENT OF THE CHARGE, SO AS TO SPECIFICALLY INCLUDE THAT A CIRCUIT SOLICITOR'S OFFICE OR CLERK OF COURT MAY NOT CHARGE A FEE FOR THE DESTRUCTION OR EXPUNGEMENT OF RECORDS OR FOR THE APPLICATION PROCESS REGARDING THE DESTRUCTION OR EXPUNGEMENT OF RECORDS UNDER CERTAIN CIRCUMSTANCES.

Ordered for consideration tomorrow.

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**CONCURRENT RESOLUTION**

On motion of Rep. CRAWFORD, with unanimous consent, the following was taken up for immediate consideration:

H. 3665 -- Reps. Crawford, Agnew, Alexander, Allen, Allison, Anderson, Anthony, Bales, Ballentine, Bannister, Barfield, Battle, Bedingfield, Bingham, Bowen, Bowers, Brady, Branham, Brantley, G. A. Brown, H. B. Brown, R. L. Brown, Cato, Chalk, Clemmons, Clyburn, Cobb-Hunter, Cole, Cooper, Daning, Delleney, Dillard, Duncan, Edge, Erickson, Forrester, Frye, Funderburk, Gambrell, Gilliard, Govan, Gullick, Gunn, Haley, Hamilton, Hardwick, Harrell, Harrison, Hart, Harvin, Hayes, Hearn, Herbkensman, Hiott, Hodges, Horne, Hosey, Howard, Huggins, Hutto, Jefferson, Jennings, Kelly, Kennedy, King, Kirsh, Knight, Limehouse, Littlejohn, Loftis, Long, Lowe, Lucas, Mack, McEachern, McLeod, Merrill, Miller, Millwood, Mitchell, Moss, Nanney, J. H. Neal, J. M. Neal, Neilson, Ott, Owens, Parker, Parks, Pinson, E. H. Pitts, M. A. Pitts, Rice, Rutherford, Sandifer, Scott, Sellers, Simrill, Skelton, D. C. Smith, G. M. Smith, G. R. Smith, J. E. Smith, J. R. Smith, Sottile, Spires, Stavrinakis, Stewart, Stringer, Thompson, Toole, Umphlett, Vick, Viers, Weeks, Whipper, White, Whitmire, Williams, Willis, Wylie, A. D. Young and T. R. Young: A CONCURRENT RESOLUTION TO AUTHORIZE PALMETTO BOYS STATE TO USE THE CHAMBERS OF THE HOUSE OF REPRESENTATIVES AND THE SENATE ON FRIDAY, JUNE 12, 2009, FROM 12:00 NOON TO 1:00 P.M. FOR ITS ANNUAL STATE HOUSE MEETING.

Be it resolved by the House of Representatives, the Senate concurring:

That Palmetto Boys State is authorized to use the chambers of the House of Representatives and the Senate on Friday, June 12, 2009, from 12:00 noon to 1:00 p.m. for its annual State House meeting. If either house is in statewide session on this date or its chamber is otherwise unavailable, that chamber may not be used.

Be it further resolved that the State House security forces shall provide assistance and access as necessary for this meeting in accordance with previous procedures.

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Be it further resolved that no charges may be made for the use of the House and Senate chambers by Palmetto Boys State on this date.

The Concurrent Resolution was agreed to and ordered sent to the Senate.

**HOUSE RESOLUTION**

The following was introduced:

H. 3666 -- Reps. Miller, Anderson, Agnew, Alexander, Allen, Allison, Anthony, Bales, Ballentine, Bannister, Barfield, Battle, Bedingfield, Bingham, Bowen, Bowers, Brady, Branham, Brantley, G. A. Brown, H. B. Brown, R. L. Brown, Cato, Chalk, Clemmons, Clyburn, Cobb-Hunter, Cole, Cooper, Crawford, Daning, Delleney, Dillard, Duncan, Edge, Erickson, Forrester, Frye, Funderburk, Gambrell, Gilliard, Govan, Gullick, Gunn, Haley, Hamilton, Hardwick, Harrell, Harrison, Hart, Harvin, Hayes, Hearn, Herbkersman, Hiott, Hodges, Horne, Hosey, Howard, Huggins, Hutto, Jefferson, Jennings, Kelly, Kennedy, King, Kirsh, Knight, Limehouse, Littlejohn, Loftis, Long, Lowe, Lucas, Mack, McEachern, McLeod, Merrill, Millwood, Mitchell, Moss, Nanney, J. H. Neal, J. M. Neal, Neilson, Ott, Owens, Parker, Parks, Pinson, E. H. Pitts, M. A. Pitts, Rice, Rutherford, Sandifer, Scott, Sellers, Simrill, Skelton, D. C. Smith, G. M. Smith, G. R. Smith, J. E. Smith, J. R. Smith, Sottile, Spires, Stavrinakis, Stewart, Stringer, Thompson, Toole, Umphlett, Vick, Viers, Weeks, Whipper, White, Whitmire, Williams, Willis, Wylie, A. D. Young and T. R. Young: A HOUSE RESOLUTION TO COMMEMORATE THE FIFTEENTH ANNIVERSARY OF THE LINE-OF-DUTY DEATH OF MAJOR SPENCER GUERRY, FORMER GEORGETOWN DEPUTY CHIEF OF POLICE, AND TO HONOR HIS LIFE AND SERVICE.

The Resolution was adopted.

**HOUSE RESOLUTION**

On motion of Rep. MCLEOD, with unanimous consent, the following was taken up for immediate consideration:

H. 3667 -- Rep. McLeod: A HOUSE RESOLUTION TO COMMEND ALL THE CITIZENS OF NEWBERRY COUNTY AND THE STATE OF SOUTH CAROLINA WHO ARE PARTICIPATING

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IN THE "RELAY FOR LIFE FOR NEWBERRY COUNTY" TO BE HELD MAY 1-2, 2009, AND TO DECLARE MAY 1-2, 2009, AS NEWBERRY COUNTY RELAY FOR LIFE WEEKEND.

Whereas, the Relay for Life for Newberry County will be held May 1-2, 2009, at the Newberry High School athletic stadium on Main Street in Newberry; and

Whereas, this year's Newberry County Relay for Life will kick off on Friday, May 1, 2009, at 7:00 p.m. with the opening ceremony and the Cancer Survivors' Victory Lap and close on Saturday, May 2, 2009, at 7:00 a.m. with a Fight Back ceremony; and

Whereas, through the American Cancer Society, Newberry County Relay for Life has raised funds for cancer research, programs, and college scholarships, with the majority invested in the community through programs such as the Look Good Feel Better, the Road to Recovery, the Best Chance Network, transportation assistance, a stay at the Hope Lodge, a champion scholarship, and other support services; and

Whereas, the Newberry County Relay for Life Committee encourages the community to "Celebrate, Remember, Fight Back" because approximately twenty thousand South Carolinians were diagnosed with cancer in 2008, and almost nine thousand South Carolina citizens died from this disease last year; and

Whereas, every year volunteers commit countless hours of their time to the Newberry County Relay for Life, and survivors and caregivers work tirelessly to raise awareness about cancer. Now, therefore,

Be it resolved by the House of Representatives:

That the members of the South Carolina House of Representatives, by this resolution, commend all the citizens of Newberry County and the State of South Carolina who are participating in the "Relay for Life for Newberry County" to be held May 1-2, 2009, and declare May 1-2, 2009, as Newberry County Relay for Life weekend.

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Be it further resolved that a copy of this resolution be forwarded to the Newberry County Relay for Life Committee.

The Resolution was adopted.

**CONCURRENT RESOLUTION**

The Senate sent to the House the following:

S. 525 -- Senators Knotts, Alexander, Anderson, Bright, Bryant, Campbell, Campsen, Cleary, Coleman, Courson, Cromer, Davis, Elliott, Fair, Ford, Grooms, Hayes, Hutto, Jackson, Land, Leatherman, Leventis, Lourie, Malloy, L. Martin, S. Martin, Massey, Matthews, McConnell, McGill, Mulvaney, Nicholson, O'Dell, Peeler, Pinckney, Rankin, Reese, Rose, Ryberg, Scott, Setzler, Sheheen, Shoopman, Thomas, Verdin and Williams: A CONCURRENT RESOLUTION TO HONOR AND REMEMBER THE SUPREME SACRIFICE MADE BY SERGEANT DAVID L. LEIMBACH OF THE SOUTH CAROLINA ARMY NATIONAL GUARD WHILE HE WAS SERVING A TOUR OF MILITARY DUTY IN AFGHANISTAN, AND TO EXPRESS TO HIS FAMILY THE DEEPEST APPRECIATION OF A GRATEFUL STATE AND NATION FOR HIS LIFE, SACRIFICE, AND SERVICE.

The Concurrent Resolution was agreed to and ordered returned to the Senate with concurrence.

**CONCURRENT RESOLUTION**

The Senate sent to the House the following:

S. 526 -- Senators Knotts, Alexander, Anderson, Bright, Bryant, Campbell, Campsen, Cleary, Coleman, Courson, Cromer, Davis, Elliott, Fair, Ford, Grooms, Hayes, Hutto, Jackson, Land, Leatherman, Leventis, Lourie, Malloy, L. Martin, S. Martin, Massey, Matthews, McConnell, McGill, Mulvaney, Nicholson, O'Dell, Peeler, Pinckney, Rankin, Reese, Rose, Ryberg, Scott, Setzler, Sheheen, Shoopman, Thomas, Verdin and Williams: A CONCURRENT RESOLUTION TO HONOR AND REMEMBER THE SUPREME SACRIFICE MADE BY MASTER SERGEANT DANNY E. MAYBIN OF THE UNITED STATES ARMY WHILE HE WAS SERVING A TOUR OF MILITARY DUTY IN KUWAIT, AND TO EXPRESS TO HIS FAMILY THE DEEPEST APPRECIATION OF A GRATEFUL

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STATE AND NATION FOR HIS LIFE, SACRIFICE, AND SERVICE.

The Concurrent Resolution was agreed to and ordered returned to the Senate with concurrence.

**CONCURRENT RESOLUTION**

The Senate sent to the House the following:

S. 527 -- Senators Knotts, Alexander, Anderson, Bright, Bryant, Campbell, Campsen, Cleary, Coleman, Courson, Cromer, Davis, Elliott, Fair, Ford, Grooms, Hayes, Hutto, Jackson, Land, Leatherman, Leventis, Lourie, Malloy, L. Martin, S. Martin, Massey, Matthews, McConnell, McGill, Mulvaney, Nicholson, O'Dell, Peeler, Pinckney, Rankin, Reese, Rose, Ryberg, Scott, Setzler, Sheheen, Shoopman, Thomas, Verdin and Williams: A CONCURRENT RESOLUTION TO HONOR AND REMEMBER THE SUPREME SACRIFICE MADE BY STAFF SERGEANT RONALD PHILLIPS, JR., OF THE UNITED STATES ARMY WHILE HE WAS SERVING A TOUR OF MILITARY DUTY IN IRAQ, AND TO EXPRESS TO HIS FAMILY THE DEEPEST APPRECIATION OF A GRATEFUL STATE AND NATION FOR HIS LIFE, SACRIFICE, AND SERVICE.

The Concurrent Resolution was agreed to and ordered returned to the Senate with concurrence.

**CONCURRENT RESOLUTION**

The Senate sent to the House the following:

S. 528 -- Senators Knotts, Alexander, Anderson, Bright, Bryant, Campbell, Campsen, Cleary, Coleman, Courson, Cromer, Davis, Elliott, Fair, Ford, Grooms, Hayes, Hutto, Jackson, Land, Leatherman, Leventis, Lourie, Malloy, L. Martin, S. Martin, Massey, Matthews, McConnell, McGill, Mulvaney, Nicholson, O'Dell, Peeler, Pinckney, Rankin, Reese, Rose, Ryberg, Scott, Setzler, Sheheen, Shoopman, Thomas, Verdin and Williams: A CONCURRENT RESOLUTION TO HONOR AND REMEMBER THE SUPREME SACRIFICE MADE BY CAPTAIN RICHARD G. CLIFF, JR., OF THE UNITED STATES ARMY WHILE HE WAS SERVING A TOUR OF MILITARY DUTY IN AFGHANISTAN, AND TO EXPRESS TO HIS FAMILY



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THE DEEPEST APPRECIATION OF A GRATEFUL STATE AND NATION FOR HIS LIFE, SACRIFICE, AND SERVICE.

The Concurrent Resolution was agreed to and ordered returned to the Senate with concurrence.

**CONCURRENT RESOLUTION**

The Senate sent to the House the following:

S. 529 -- Senators Knotts, Alexander, Anderson, Bright, Bryant, Campbell, Campsen, Cleary, Coleman, Courson, Cromer, Davis, Elliott, Fair, Ford, Grooms, Hayes, Hutto, Jackson, Land, Leatherman, Leventis, Lourie, Malloy, L. Martin, S. Martin, Massey, Matthews, McConnell, McGill, Mulvaney, Nicholson, O'Dell, Peeler, Pinckney, Rankin, Reese, Rose, Ryberg, Scott, Setzler, Sheheen, Shoopman, Thomas, Verdin and Williams: A CONCURRENT RESOLUTION TO HONOR AND REMEMBER THE SUPREME SACRIFICE MADE BY STAFF SERGEANT MATTHEW J. TAYLOR OF THE UNITED STATES ARMY WHILE HE WAS SERVING A TOUR OF MILITARY DUTY IN IRAQ, AND TO EXPRESS TO HIS FAMILY THE DEEPEST APPRECIATION OF A GRATEFUL STATE AND NATION FOR HIS LIFE, SACRIFICE, AND SERVICE.

The Concurrent Resolution was agreed to and ordered returned to the Senate with concurrence.

**CONCURRENT RESOLUTION**

The Senate sent to the House the following:

S. 530 -- Senators Knotts, Alexander, Anderson, Bright, Bryant, Campbell, Campsen, Cleary, Coleman, Courson, Cromer, Davis, Elliott, Fair, Ford, Grooms, Hayes, Hutto, Jackson, Land, Leatherman, Leventis, Lourie, Malloy, L. Martin, S. Martin, Massey, Matthews, McConnell, McGill, Mulvaney, Nicholson, O'Dell, Peeler, Pinckney, Rankin, Reese, Rose, Ryberg, Scott, Setzler, Sheheen, Shoopman, Thomas, Verdin and Williams: A CONCURRENT RESOLUTION TO HONOR AND REMEMBER THE SUPREME SACRIFICE MADE BY SERGEANT ADAM M. WENGER OF THE UNITED STATES ARMY WHILE HE WAS SERVING A TOUR OF MILITARY DUTY IN IRAQ, AND TO EXPRESS TO HIS FAMILY THE

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DEEPEST APPRECIATION OF A GRATEFUL STATE AND NATION FOR HIS LIFE, SACRIFICE, AND SERVICE.

The Concurrent Resolution was agreed to and ordered returned to the Senate with concurrence.

**CONCURRENT RESOLUTION**

The Senate sent to the House the following:

S. 531 -- Senator Knotts: A CONCURRENT RESOLUTION TO HONOR AND REMEMBER THE SUPREME SACRIFICE MADE BY CAPTAIN GARRETT T. LAWTON OF THE UNITED STATES MARINE CORPS WHILE HE WAS SERVING A TOUR OF MILITARY DUTY IN AFGHANISTAN, AND TO EXPRESS TO HIS FAMILY THE DEEPEST APPRECIATION OF A GRATEFUL STATE AND NATION FOR HIS LIFE, SACRIFICE, AND SERVICE.

The Concurrent Resolution was agreed to and ordered returned to the Senate with concurrence.

**INTRODUCTION OF BILLS**

The following Bills and Joint Resolution were introduced, read the first time, and referred to appropriate committees:

H. 3668 -- Reps. Umphlett, Merrill, Bowen, Erickson, Daning, Edge, Hearn and Herbkersman: A BILL TO AMEND SECTION 12-51-55, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE REQUIRED BID ON BEHALF OF A COUNTY FORFEITED LAND COMMISSION BY THE OFFICIAL CONDUCTING A DELINQUENT PROPERTY TAX SALE, SO AS TO ALLOW BUT NOT REQUIRE A BID AND TO CONFORM BIDDING PROVISIONS WITH RESPECT TO CONTAMINATED PROPERTY.

Referred to Committee on Judiciary

H. 3669 -- Rep. Hart: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 41-10-15 SO AS TO ESTABLISH A STATE MINIMUM WAGE; BY ADDING SECTION 12-6-3475 SO AS TO ALLOW A ONE-TIME TAX CREDIT TO CERTAIN ELIGIBLE EMPLOYERS WHO PAY

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THE INCREASED MINIMUM WAGE; AND TO AMEND SECTION 6-1-130, RELATING TO THE ESTABLISHMENT OF A LOCAL MINIMUM WAGE IN EXCESS OF THE FEDERAL MINIMUM WAGE, SO AS TO PROHIBIT A POLITICAL SUBDIVISION FROM REQUIRING A MINIMUM WAGE LOWER THAN THE STATE MINIMUM WAGE.

Referred to Committee on Ways and Means

H. 3670 -- Rep. Rutherford: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 23-1-240 SO AS TO PROVIDE THAT ALL CONFESSIONS OBTAINED BY A LAW ENFORCEMENT AGENCY MUST BE VIDEO RECORDED.

Referred to Committee on Judiciary

H. 3671 -- Reps. G. M. Smith, E. H. Pitts, Mitchell, Agnew, H. B. Brown, Daning, Funderburk, Gambrell, Herbkersman, Horne, Limehouse, Merrill, Moss, J. R. Smith, Stavrinakis, Umphlett, Willis and A. D. Young: A BILL TO AMEND SECTION 53-1-150, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE EXEMPTION OF CERTAIN COUNTIES FROM PROVISIONS OF LAW REGULATING ACTIVITIES ON SUNDAY, SO AS TO REDUCE THE REQUIRED AMOUNT OF ACCOMMODATIONS TAX REVENUES COLLECTED IN A COUNTY DURING A FISCAL YEAR WHICH EXEMPTS A COUNTY FROM THESE PROVISIONS OF LAW REGULATING ACTIVITIES ON SUNDAY.

Referred to Committee on Ways and Means

H. 3672 -- Rep. Cobb-Hunter: A BILL TO AMEND SECTION 17-21-80, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO CHANGE OF VENUE IN CRIMINAL PROCEEDINGS, SO AS TO PROVIDE THAT IF A PERSON CHARGED WITH A CRIMINAL OFFENSE IS A LAW ENFORCEMENT OFFICER, MAGISTRATE, OR CIRCUIT JUDGE, IT IS REBUTTABLY PRESUMED THAT A FAIR AND IMPARTIAL TRIAL CANNOT BE OBTAINED IN THE COUNTY IN WHICH THE DEFENDANT SERVED AND THAT THE VENUE IN SUCH A CASE MUST BE CHANGED TO ANOTHER COUNTY.

Referred to Committee on Judiciary

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S. 449 -- Senator Fair: A BILL TO CHANGE THE NAME OF THE WESTERN CAROLINA REGIONAL SEWER AUTHORITY TO RENEWABLE WATER RESOURCES.

On motion of Rep. LOFTIS, with unanimous consent, the Bill was ordered placed on the Calendar without reference.

S. 461 -- Medical Affairs Committee: A JOINT RESOLUTION TO APPROVE REGULATIONS OF THE DEPARTMENT OF CONSUMER AFFAIRS, RELATING TO LICENSING STANDARDS FOR CONTINUING CARE RETIREMENT COMMUNITIES, DESIGNATED AS REGULATION DOCUMENT NUMBER 3204, PURSUANT TO THE PROVISIONS OF ARTICLE 1, CHAPTER 23, TITLE 1 OF THE 1976 CODE.

Referred to Committee on Medical, Military, Public and Municipal Affairs

S. 487 -- Senators Bright, Reese and S. Martin: A BILL TO AMEND ACT 612 OF 1984, RELATING TO THE METHOD OF CONDUCTING ELECTIONS FOR MEMBERS OF THE SCHOOL DISTRICT BOARDS OF TRUSTEES IN SPARTANBURG COUNTY, TO REDUCE THE NUMBER OF QUALIFIED ELECTORS THAT MUST SIGN A PETITION FOR A PERSON TO PLACE HIS NAME AS A CANDIDATE ON THE BALLOT.

Referred to Spartanburg Delegation

**ROLL CALL**

The roll call of the House of Representatives was taken resulting as follows:

Agnew	Alexander	Allen
Allison	Anderson	Anthony
Bales	Ballentine	Barfield
Battle	Bingham	Bowen
Bowers	Brady	Branham
Brantley	G. A. Brown	R. L. Brown
Cato	Chalk	Clemmons
Clyburn	Cobb-Hunter	Cole
Cooper	Daning	Delleney
Dillard	Duncan	Edge
Erickson	Forrester	Frye
Funderburk	Gilliard	Gullick
Gunn	Haley	Hamilton

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Hardwick	Harrell	Harrison
Harvin	Hayes	Hearn
Herbkersman	Hiott	Hodges
Horne	Hosey	Howard
Huggins	Hutto	Jefferson
Jennings	Kelly	Kennedy
King	Limehouse	Littlejohn
Loftis	Long	Lowe
Lucas	Mack	McEachern
McLeod	Miller	Millwood
Mitchell	Moss	Nanney
J. H. Neal	J. M. Neal	Neilson
Ott	Owens	Parker
Parks	Pinson	E. H. Pitts
M. A. Pitts	Rice	Sandifer
Scott	Sellers	Skelton
D. C. Smith	G. M. Smith	G. R. Smith
J. E. Smith	J. R. Smith	Sottile
Spires	Stavrinakis	Stewart
Stringer	Thompson	Toole
Umphlett	Vick	Viers
Weeks	Whipper	White
Whitmire	Williams	Willis
Wylie	A. D. Young	T. R. Young

**STATEMENT OF ATTENDANCE**

I came in after the roll call and was present for the Session on Thursday, March 5.

Bruce Bannister	Jerry Govan
Boyd Brown	Mike Gambrell
James Merrill	Todd Rutherford
Gary Simrill	

**Total Present--118**

**LEAVE OF ABSENCE**

The SPEAKER granted Rep. KNIGHT a leave of absence due to illness.

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**LEAVE OF ABSENCE**

The SPEAKER granted Rep. KIRSH a leave of absence due to an illness in the family.

**LEAVE OF ABSENCE**

The SPEAKER granted Rep. CRAWFORD a leave of absence for the day.

**DOCTOR OF THE DAY**

Announcement was made that Dr. Nate Bradford of Anderson was the Doctor of the Day for the General Assembly.

**SPECIAL PRESENTATION**

Reps. HIOTT, SKELTON, RICE and OWENS presented to the House the Liberty High School Competitive Cheerleading Team, the 2008 Class AA Champions, their coach and other school officials.

**SPECIAL PRESENTATION**

Reps. HIOTT, SKELTON, RICE and OWENS presented to the House the Pickens High School "Lady Blue Flames", the 2008 Class AAA Volleyball Champions, their coaches and other school officials.

**CO-SPONSORS ADDED AND REMOVED**

In accordance with House Rule 5.2 below:

"5.2 Every bill before presentation shall have its title endorsed; every report, its title at length; every petition, memorial, or other paper, its prayer or substance; and, in every instance, the name of the member presenting any paper shall be endorsed and the papers shall be presented by the member to the Speaker at the desk. A member may add his name to a bill or resolution or a co-sponsor of a bill or resolution may remove his name at any time prior to the bill or resolution receiving passage on second reading. The member or co-sponsor shall notify the Clerk of the House in writing of his desire to have his name added or removed from the bill or resolution. The Clerk of the House shall print the member's or co-sponsor's written notification in the House Journal. The removal or addition of a name does not apply to a bill or resolution sponsored by a committee."

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**CO-SPONSOR ADDED**

Bill Number: H. 3442  
Date: ADD:  
03/05/09 WYLIE

**CO-SPONSORS ADDED**

Bill Number: H. 3311  
Date: ADD:  
03/05/09 SELLERS and OWENS

**CO-SPONSORS ADDED**

Bill Number: H. 3272  
Date: ADD:  
03/05/09 HORNE and A. D. YOUNG

**CO-SPONSOR ADDED**

Bill Number: H. 3305  
Date: ADD:  
03/05/09 BARFIELD

**CO-SPONSOR ADDED**

Bill Number: H. 3037  
Date: ADD:  
03/05/09 WILLIS

**CO-SPONSOR ADDED**

Bill Number: H. 3584  
Date: ADD:  
03/05/09 WILLIS

**CO-SPONSOR ADDED**

Bill Number: H. 3501  
Date: ADD:  
03/05/09 VICK

**CO-SPONSOR REMOVED**

Bill Number: H. 3003  
Date: REMOVE:  
03/05/09 TOOLE

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**ORDERED ENROLLED FOR RATIFICATION**

The following Bill was read the third time, passed and, having received three readings in both Houses, it was ordered that the title be changed to that of an Act, and that it be enrolled for ratification:

S. 473 -- Senator Leventis: A BILL TO AMEND ACT 387 OF 2008, RELATING TO THE SUMTER COUNTY CONSOLIDATED SCHOOL DISTRICT, SO AS TO PROVIDE THAT A MEMBER OF THE SUMTER CONSOLIDATION TRANSITION COMMITTEE WHO HAS BEEN DISMISSED, SUSPENDED FROM HIS POSITION, OR DEMOTED, OR RECEIVES ANY DIRECT OR INDIRECT THREATS IN CONNECTION WITH HIS DECISIONS OR ACTIONS ON BEHALF OF THE COMMITTEE MAY INSTITUTE A NONJURY CIVIL ACTION AGAINST SUMTER SCHOOL DISTRICT 2 OR SUMTER SCHOOL DISTRICT 17 OR THEIR SUCCESSORS FOR CERTAIN DAMAGES.

**SENT TO THE SENATE**

The following Joint Resolution was taken up, read the third time, and ordered sent to the Senate:

H. 3649 -- Reps. Hiott, Rice, Skelton and Owens: A JOINT RESOLUTION TO PROVIDE THAT THE SCHOOL DAY MISSED ON MARCH 2, 2009, BY THE STUDENTS OF THE SCHOOL DISTRICT OF PICKENS COUNTY WHEN THE SCHOOLS WERE CLOSED DUE TO SNOW ARE EXEMPT FROM THE MAKE-UP REQUIREMENT THAT FULL SCHOOL DAYS MISSED DUE TO SNOW, EXTREME WEATHER, OR OTHER DISRUPTIONS BE MADE UP.

**H. 3581--REQUESTS FOR DEBATE**

The following Joint Resolution was taken up:

H. 3581 -- Rep. Cooper: A JOINT RESOLUTION TO FURTHER PROVIDE FOR FISCAL YEAR 2009-2010 FOR THE FUNCTIONS AND FUNDING OF CERTAIN LOCAL GOVERNMENT MATTERS.

Reps. OTT, J. E. SMITH, J. H. NEAL, HODGES, GUNN, SELLERS, VICK, COOPER, KENNEDY, HARVIN, WEEKS, CATO, FUNDERBURK, CLEMMONS, AGNEW, DUNCAN,

[HJ]



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M. A. PITTS, WHITE, MCEACHERN, R. L. BROWN, ALLISON, PARKER, LOFTIS, H. B. BROWN, MACK, ANDERSON, ERICKSON, BRANTLEY, ALLEN, DILLARD, KING, PINSON, PARKS, J. R. SMITH, GULLICK, HOSEY, CLYBURN, NEILSON, MCLEOD and TOOLE requested debate on the Bill.

**H. 3561--DEBATE ADJOURNED**

Rep. COOPER moved to adjourn debate upon the following Joint Resolution until Friday, March 6, which was adopted:

H. 3561 -- Ways and Means Committee: A JOINT RESOLUTION TO APPROPRIATE REVENUES FOR THE OPERATIONS OF STATE GOVERNMENT FOR FISCAL YEAR 2009-2010 TO SUPPLEMENT APPROPRIATIONS MADE FOR THOSE PURPOSES BY THE GENERAL APPROPRIATIONS ACT FOR FISCAL YEAR 2009-2010.

**H. 3560--MOTIONS ADOPTED**

The following Bill was taken up:

H. 3560 -- Ways and Means Committee: A BILL TO MAKE APPROPRIATIONS AND TO PROVIDE REVENUES TO MEET THE ORDINARY EXPENSES OF STATE GOVERNMENT FOR THE FISCAL YEAR BEGINNING JULY 1, 2009, TO REGULATE THE EXPENDITURE OF SUCH FUNDS, AND TO FURTHER PROVIDE FOR THIS OPERATION OF STATE GOVERNMENT DURING THIS FISCAL YEAR AND FOR OTHER PURPOSES.

**MOTION ADOPTED**

Rep. COOPER moved that H. 3560, the General Appropriation Bill for Fiscal Year 2009-2010, be set for Special Order on Monday, March 9, 2009, immediately after the call of the Third Reading Statewide Uncontested Calendar and immediately after roll call every day thereafter, and continue each day until given second reading, which was agreed to.

**MOTION ADOPTED**

Rep. COOPER moved that while debating H. 3560 on second reading that the Bills on the Calendar be printed by number only, which was agreed to.

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**MOTION ADOPTED**

Rep. COOPER moved that when the House adjourns today that it adjourns to meet in Local Session on Friday, March 6, 2009, and convene at 10:00 a.m., Monday, March 9, 2009, in Statewide Session, which was agreed to.

**H. 3438--REQUESTS FOR DEBATE AND POINT OF ORDER**

The following Bill was taken up:

H. 3438 -- Reps. Brady and Sandifer: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTIONS 38-9-225 AND 38-9-230 SO AS TO ENACT PROVISIONS REQUIRING CERTAIN INSURERS TO FILE A STATEMENT OF ACTUARIAL OPINION AND ACTUARIAL OPINION SUMMARY ANNUALLY AND PROVIDE FOR THE CONFIDENTIALITY OF THESE DOCUMENTS; TO AMEND SECTION 38-5-120, RELATING TO THE REVOCATION OR SUSPENSION OF LICENSE OF AN INSURER AND ITS OFFICERS AND AGENTS FOR THE PUBLICATION OF THE NOTICE, SO AS TO PROVIDE A PROCEDURE FOR AN AGGRIEVED INSURER TO REQUEST A HEARING BEFORE THE DIRECTOR OR HIS DESIGNEE AND PROVIDE RECOURSE THROUGH JUDICIAL REVIEW; TO AMEND SECTION 38-9-330, RELATING TO THE DEFINITION OF "COMPANY ACTION LEVEL EVENT", SO AS TO REDEFINE THE TERM; AND TO AMEND SECTION 38-21-95, RELATING TO APPROVAL FOR ACQUISITION OF A DOMESTIC INSURER BY A CONTROLLING PRODUCER IN ANOTHER STATE, SO AS TO DELETE THE APPLICABILITY TO FOREIGN PRODUCERS AND CORRECT INCORRECT REFERENCES.

Reps. J. E. SMITH, FUNDERBURK and KENNEDY requested debate on the Bill.

**POINT OF ORDER**

Rep. SANDIFER made the Point of Order that the Bill was improperly before the House for consideration since its number and title have not been printed in the House Calendar at least one statewide legislative day prior to second reading.

The SPEAKER sustained the Point of Order.

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**H. 3562--POINT OF ORDER**

The following Bill was taken up:

H. 3562 -- Reps. Brady and Sandifer: A BILL TO AMEND SECTION 38-1-20, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO DEFINITIONS USED IN TITLE 38 PERTAINING TO INSURANCE, SO AS TO ADD THE DEFINITIONS OF "GENERAL APPOINTMENT", "LOCAL APPOINTMENT", "SPECIAL APPOINTMENT", "CROP INSURANCE", AND "TRAVEL INSURANCE", CORRECT ARCHAIC LANGUAGE, AND MAKE CONFORMING AMENDMENTS; TO AMEND SECTION 38-39-20, RELATING TO PREMIUM SERVICE COMPANIES, SO AS TO PROVIDE THAT THE FEE FOR LICENSURE TO ENGAGE IN SERVICING INSURANCE PREMIUMS IN THIS STATE IS DUE ON A BIENNIAL BASIS RATHER THAN ON AN ANNUAL BASIS; TO AMEND SECTION 38-43-80, AS AMENDED, RELATING TO LICENSE FEES FOR INSURANCE PRODUCERS AND AGENCIES, SO AS TO PROVIDE FOR A BIENNIAL PRODUCER LICENSE RENEWAL FEE OF TWENTY-FIVE DOLLARS, INCREASE THE INITIAL PRODUCER LICENSE RENEWAL FEE FROM TWENTY DOLLARS TO TWENTY-FIVE DOLLARS, AND PROVIDE FOR THE REQUIREMENTS RELATING TO THE PAYMENT OF APPOINTMENT FEES; TO AMEND SECTION 38-43-106, AS AMENDED, RELATING TO CONTINUING EDUCATION REQUIREMENTS FOR INSURANCE PRODUCERS, SO AS TO PROVIDE THAT THE BIENNIAL COMPLIANCE PERIOD IS BASED ON THE LICENSEE'S MONTH AND YEAR OF BIRTH; TO AMEND SECTION 38-43-110, AS AMENDED, RELATING TO THE DURATION OF AN INSURANCE PRODUCER'S LICENSE, SO AS TO PROVIDE THAT INDIVIDUAL LICENSES MUST BE RENEWED BIENNIALY BASED ON THE LICENSEE'S MONTH AND YEAR OF BIRTH AND PROVIDE FOR THE REQUIREMENTS RELATING TO RENEWAL; TO AMEND SECTION 38-43-200, AS AMENDED, RELATING TO THE PROHIBITION ON SPLITTING COMMISSIONS WITH AN UNLICENSED PERSON BY AN INSURANCE PRODUCER, SO AS TO DELETE THE EXISTING PROVISIONS AND PROVIDE FOR THE REQUIREMENTS RELATING TO THE SPLITTING AND SHARING OF COMMISSIONS; TO AMEND SECTION 38-45-10, RELATING TO

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THE DEFINITIONS OF AN INSURANCE BROKER, SO AS TO PROVIDE FOR THE QUALIFYING DUTIES AND PROVIDE FOR EXCEPTIONS; AND TO AMEND SECTION 38-45-20, AS AMENDED, RELATING TO THE REQUIREMENTS FOR LICENSURE AS AN INSURANCE BROKER, SO AS TO DELETE THE REQUIREMENTS THAT A BROKER HOLD AT LEAST ONE APPOINTMENT.

**POINT OF ORDER**

Rep. SANDIFER made the Point of Order that the Bill was improperly before the House for consideration since its number and title have not been printed in the House Calendar at least one statewide legislative day prior to second reading.

The SPEAKER sustained the Point of Order.

**H. 3161--REQUESTS FOR DEBATE**

The following Bill was taken up:

H. 3161 -- Rep. Harrison: A BILL TO AMEND SECTION 1-23-660, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE OFFICE OF MOTOR VEHICLE HEARINGS WITHIN THE ADMINISTRATIVE LAW COURT, SO AS TO REQUIRE THE OFFICE OF MOTOR VEHICLE HEARINGS TO EMPLOY CERTAIN PROFESSIONAL AND SUPPORT STAFF; AND TO AMEND SECTION 56-5-2952, AS AMENDED, RELATING TO THE FILING FEE TO REQUEST AN ADMINISTRATIVE HEARING, SO AS TO INCREASE THE FILING FEE FROM ONE HUNDRED FIFTY TO TWO HUNDRED FIFTY DOLLARS AND PROVIDE FOR THE DISTRIBUTION OF THE FILING FEE FUNDS COLLECTED.

Reps. FUNDERBURK, J. E. SMITH, SELLERS, J. H. NEAL, MILLER, R. L. BROWN, A. D. YOUNG, ALLISON, ERICKSON, HUGGINS, BINGHAM, HALEY, HARDWICK, MCEACHERN, OTT and KENNEDY requested debate on the Bill.

**H. 3413--POINT OF ORDER**

The following Bill was taken up:

H. 3413 -- Rep. Harrison: A BILL TO AMEND SECTION 61-4-1910, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING

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TO DEFINITIONS REGARDING BEER KEG REGISTRATION REQUIREMENTS, SO AS TO REVISE THE DEFINITION OF "KEG".

**POINT OF ORDER**

Rep. J. E. SMITH made the Point of Order that the Bill was improperly before the House for consideration since its number and title have not been printed in the House Calendar at least one statewide legislative day prior to second reading.

The SPEAKER sustained the Point of Order.

**H. 3442--POINT OF ORDER**

The following Bill was taken up:

H. 3442 -- Reps. Bingham, Harrell, Duncan, Harrison, Owens, Toole, Merrill, Brady, E. H. Pitts, G. M. Smith, Daning, Haley, Huggins, Cato, Ballentine, D. C. Smith, J. R. Smith, Rice, T. R. Young, Horne and Wylie: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 41-29-300 SO AS CREATE THE WORKFORCE DEPARTMENT APPELLATE PANEL WITHIN THE DEPARTMENT OF WORKFORCE, TO PROVIDE FOR THE FILLING OF A VACANCY, TO REQUIRE THE PRESENT MEMBERS OF THE SOUTH CAROLINA EMPLOYMENT SECURITY COMMISSION MUST CONSTITUTE THE INITIAL MEMBERSHIP OF THE NEW PANEL, TO PROVIDE THE PANEL SHALL DISSOLVE WHEN THE MEMBERS' TERMS EXPIRE IN 2012, AND TO PROVIDE RELATED APPELLATE PROCEDURES; BY ADDING SECTION 41-29-310 SO AS TO TRANSFER THE WORKFORCE INVESTMENT ACT PROGRAM FROM THE DEPARTMENT OF COMMERCE TO THE DEPARTMENT OF WORKFORCE; TO AMEND SECTION 1-30-10, AS AMENDED, RELATING TO DEPARTMENTS WITHIN THE EXECUTIVE BRANCH OF STATE GOVERNMENT, SO AS TO CREATE THE SOUTH CAROLINA DEPARTMENT OF WORKFORCE WITHIN THE EXECUTIVE BRANCH; TO AMEND SECTION 41-29-10, RELATING TO THE EMPLOYMENT SECURITY COMMISSION, SO AS TO PROVIDE THAT CERTAIN CHAPTERS WITHIN TITLE 41 MUST BE ADMINISTERED BY THE DEPARTMENT OF WORKFORCE AND TO DELETE REFERENCES TO THE EMPLOYMENT SECURITY COMMISSION; TO AMEND SECTION 41-29-20,

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RELATING TO THE CHAIRMAN, QUORUM, AND FILLING OF A VACANCY ON THE EMPLOYMENT SECURITY COMMISSION, SO AS TO DELETE THE EXISTING LANGUAGE AND TO PROVIDE THE DEPARTMENT OF WORKFORCE MUST BE MANAGED AND OPERATED BY A DIRECTOR APPOINTED BY THE GOVERNOR WITH THE ADVICE AND CONSENT OF THE SENATE, AND THAT THE DIRECTOR IS SUBJECT TO REMOVAL BY THE GOVERNOR AT HIS DISCRETION BY EXECUTIVE ORDER; TO AMEND SECTION 41-29-30, RELATING TO THE APPOINTMENT OF A SECRETARY OF THE EMPLOYMENT SECURITY COMMISSION, SO AS TO DELETE THE EXISTING LANGUAGE AND PROVIDE THE DIRECTOR OF THE DEPARTMENT OF WORKFORCE OR HIS DESIGNEE MUST RECEIVE ANNUAL COMPENSATION AS PROVIDED BY THE GENERAL ASSEMBLY AND OFFICIAL EXPENSES AS PROVIDED BY LAW FOR EXECUTING THE DUTIES AND FUNCTIONS OF THE DEPARTMENT; TO AMEND SECTION 8-17-370, AS AMENDED, RELATING TO EXEMPTIONS FROM THE STATE EMPLOYEE GRIEVANCE PROCESS, SO AS TO INCLUDE EMPLOYEES OF THE DEPARTMENT OF WORKFORCE AMONG THOSE EXEMPTED; TO AMEND SECTIONS 41-27-10, 41-27-30, 41-27-150, 41-27-160, 41-27-190, 41-27-210, AS AMENDED, 41-27-230, 41-27-235, AS AMENDED, 41-27-260, AS AMENDED, 41-27-360, 41-27-370, AS AMENDED, 41-27-380, 41-27-390, 41-27-510, 41-27-550, 41-27-560, 41-27-570, 41-27-580, 41-27-600, 41-27-610, 41-27-620, 41-27-630, 41-27-670, 41-29-40, 41-29-50, 41-29-60, 41-29-70, 41-29-80, 41-29-90, 41-29-100, 41-29-110, 41-29-120, AS AMENDED, 41-29-130, 41-29-140, 41-29-150, 41-29-170, AS AMENDED, 41-29-180, 41-29-190, 41-29-200, 41-29-210, 41-29-220, 41-29-230, 41-29-240, 41-29-250, 41-29-270, 41-29-280, 41-29-290, 41-33-10, 41-33-20, 41-33-30, 41-33-40, 41-33-45, 41-33-80, AS AMENDED, 41-33-90, 41-33-100, 41-33-110, 41-33-120, 41-33-130, 41-33-170, 41-33-180, 41-33-190, 41-33-200, 41-33-210, 41-33-430, 41-33-460, 41-33-470, 41-33-610, 41-33-710, 41-35-10, 41-35-30, 41-35-100, 41-35-110, AS AMENDED, 41-35-115, AS AMENDED, 41-35-120, AS AMENDED, 41-35-125, 41-35-126, 41-35-130, AS AMENDED, 41-35-140, 41-35-330, 41-35-340, 41-35-410, 41-35-420, AS AMENDED, 41-35-450, 41-35-610, 41-35-630, 41-35-640, AS AMENDED, 41-35-670, 41-35-680, AS AMENDED, 41-35-690, 41-35-700, 41-35-710, AS AMENDED, 41-35-720, 41-35-730, 41-35-740, 41-35-750, AS AMENDED, 41-37-20, 41-37-30, 41-

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39-30, 41-39-40, 41-41-20, AS AMENDED, 41-41-40, AS AMENDED, 41-41-50, 41-42-10, 41-42-20, 41-42-30, AND 41-42-40, ALL RELATING TO VARIOUS DEPARTMENT PROVISIONS, SO AS TO CONFORM THEM TO THE REPLACEMENT OF THE EMPLOYMENT SECURITY COMMISSION WITH THE DEPARTMENT OF WORKFORCE; AND TO REPEAL SECTION 41-29-260 RELATING TO THE ABILITY OF COMMISSIONERS OF THE EMPLOYMENT SECURITY COMMISSION TO FILE OPINIONS OR OFFICIAL MINUTES.

**POINT OF ORDER**

Rep. SELLERS made the Point of Order that the Bill was improperly before the House for consideration since its number and title have not been printed in the House Calendar at least one statewide legislative day prior to second reading.

The SPEAKER sustained the Point of Order.

**H. 3314--POINT OF ORDER**

The following Bill was taken up:

H. 3314 -- Rep. Harrison: A BILL TO AMEND SECTIONS 1-30-35, 44-20-30, 44-20-210, 44-20-220, 44-20-225, 44-20-240, 44-20-320, 44-20-350, 44-20-360, 44-20-430, 44-20-1120, 44-20-1130, 44-20-1140, 44-20-1150, 44-20-1160, 44-20-1170, CODE OF LAWS OF SOUTH CAROLINA, 1976, ALL RELATING TO THE DEPARTMENT OF DISABILITIES AND SPECIAL NEEDS, SO AS TO PROVIDE THAT THE DEPARTMENT IS HEADED AND GOVERNED BY A DIRECTOR APPOINTED BY THE GOVERNOR WITH THE ADVICE AND CONSENT OF THE SENATE, AND THAT THE SOUTH CAROLINA COMMISSION ON DISABILITIES AND SPECIAL NEEDS SERVES AS AN ADVISORY BOARD TO THE DIRECTOR; AND TO REPEAL SECTION 44-20-230 RELATING TO POWERS AND DUTIES OF THE DIRECTOR.

**POINT OF ORDER**

Rep. SELLERS made the Point of Order that the Bill was improperly before the House for consideration since its number and title have not been printed in the House Calendar at least one statewide legislative day prior to second reading.

The SPEAKER sustained the Point of Order.

[HJ]

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**H. 3311--POINT OF ORDER**

The following Bill was taken up:

H. 3311 -- Reps. Brady, Harrison, Erickson, Umphlett, A. D. Young, Agnew, Allison, Battle, Bowen, Bowers, Clemmons, Cooper, Duncan, Gambrell, Hardwick, Hearn, Horne, Kirsh, Long, Lowe, McLeod, Parker, Simrill, Whitmire, Willis, Toole, Harvin, Hutto, Neilson, Nanney, Miller, G. R. Smith, Hamilton, Jennings, T. R. Young, Limehouse, Sottile, Viers, Williams, White, Weeks, Wylie, Forrester, Sellers and Owens: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SUBARTICLE 8 TO ARTICLE 1, CHAPTER 9, TITLE 63 SO AS TO ESTABLISH THE RESPONSIBLE FATHER REGISTRY WITHIN THE DEPARTMENT OF SOCIAL SERVICES AND TO PROVIDE THAT A UNMARRIED BIOLOGICAL FATHER OF A CHILD, OR AN MALE CLAIMING TO BE THE UNMARRIED BIOLOGICAL FATHER OF A CHILD, MUST FILE A CLAIM OF PATERNITY WITH THIS REGISTRY IN ORDER TO RECEIVE NOTICE OF A TERMINATION OF PARENTAL RIGHTS ACTION OR AN ADOPTION ACTION PERTAINING TO THIS CHILD, TO PROVIDE THAT FAILURE TO FILE A CLAIM CONSTITUTES IMPLIED IRREVOCABLE CONSENT TO THE TERMINATION OF HIS PARENTAL RIGHTS AND TO THE CHILD'S ADOPTION, TO PROVIDE THAT CERTAIN CONDUCT BY AN UNMARRIED BIOLOGICAL FATHER IS DEEMED TO BE NOTICE TO THIS FATHER OF THE BIOLOGICAL MOTHER'S PREGNANCY, AND TO FURTHER ESTABLISH FILING PROCEDURES AND PROCEDURES FOR THE OPERATION OF THE REGISTRY; TO AMEND SECTION 63-9-730, RELATING TO PERSONS AND ENTITIES ENTITLED TO NOTICE OF TERMINATION OF PARENTAL RIGHTS ACTIONS AND ADOPTION ACTIONS, SO AS TO INCLUDE A PERSON WHO HAS REGISTERED WITH THE RESPONSIBLE FATHER REGISTRY; TO AMEND SECTION 63-7-2530, RELATING TO THE FILING OF A PETITION FOR TERMINATION OF PARENTAL RIGHTS, SO AS TO REQUIRE A TERMINATION OF PARENTAL RIGHTS ACTION TO BE HEARD WITHIN ONE HUNDRED TWENTY DAYS OF THE DATE THE PETITION IS FILED AND TO PROVIDE CONDITIONS UNDER WHICH A CONTINUANCE MAY BE GRANTED; TO AMEND SECTION 63-7-2550, RELATING TO PERSONS OR ENTITIES ENTITLED TO BE SERVED WITH A



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PETITION FOR TERMINATION OF PARENTAL RIGHTS, SO AS TO FURTHER SPECIFY THE AGE AS FOURTEEN FOR SERVING A CHILD, TO PROVIDE SERVICE ON THE GUARDIAN AD LITEM OF A CHILD UNDER FOURTEEN YEARS OF AGE, AND TO SPECIFY THE NOTICE PROVISIONS APPLICABLE TO AN UNMARRIED BIOLOGICAL FATHER OF A CHILD WHOSE PARENTAL RIGHTS ARE BEING TERMINATED.

**POINT OF ORDER**

Rep. OTT made the Point of Order that the Bill was improperly before the House for consideration since its number and title have not been printed in the House Calendar at least one statewide legislative day prior to second reading.

The SPEAKER sustained the Point of Order.

**ORDERED TO THIRD READING**

The following Joint Resolutions were taken up, read the second time, and ordered to a third reading:

S. 289 -- Senator L. Martin: A JOINT RESOLUTION TO ALLOW THE CRIMINAL DOMESTIC VIOLENCE STUDY COMMITTEE, AS ESTABLISHED BY ACT 402 OF 2008, ADDITIONAL TIME TO REVIEW THE CRIMINAL DOMESTIC VIOLENCE LAWS OF THE STATE AND MAKE RECOMMENDATIONS TO THE GENERAL ASSEMBLY CONCERNING ANY PROPOSED CHANGES.

Rep. KELLY explained the Joint Resolution.

H. 3657 -- Labor, Commerce and Industry Committee: A JOINT RESOLUTION TO APPROVE REGULATIONS OF THE DEPARTMENT OF INSURANCE, RELATING TO PRENEED LIFE INSURANCE MINIMUM STANDARDS FOR DETERMINING RESERVE LIABILITIES AND NONFORFEITURE VALUES, DESIGNATED AS REGULATION DOCUMENT NUMBER 4035, PURSUANT TO THE PROVISIONS OF ARTICLE 1, CHAPTER 23, TITLE 1 OF THE 1976 CODE.

Rep. BRADY explained the Joint Resolution.

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**S. 289--ORDERED TO BE READ THIRD TIME TOMORROW**

On motion of Rep. KELLY, with unanimous consent, it was ordered that S. 289 be read the third time tomorrow.

**H. 3657--ORDERED TO BE READ THIRD TIME  
TOMORROW**

On motion of Rep. BRADY, with unanimous consent, it was ordered that H. 3657 be read the third time tomorrow.

**H. 3664--POINT OF ORDER**

The following Bill was taken up:

H. 3664 -- Rep. Merrill: A BILL TO AMEND SECTION 59-147-30, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE ISSUANCE OF REVENUE BONDS UNDER THE PROVISIONS OF THE HIGHER EDUCATION REVENUE BOND ACT, SO AS TO CLARIFY THOSE ELIGIBLE FACILITIES WHICH MAY BE FINANCED UNDER THE ACT; AND TO REPEAL SECTION 59-147-120 RELATING TO LIMITATIONS ON THE ISSUANCE OF CERTAIN REVENUE BONDS.

Rep. MERRILL explained the Bill.

**POINT OF ORDER**

Rep. J. E. SMITH made the Point of Order that the Bill was improperly before the House for consideration since its number and title have not been printed in the House Calendar at least one statewide legislative day prior to second reading.

The SPEAKER sustained the Point of Order.

**H. 3617--ADOPTED**

The following House Resolution was taken up:

H. 3617 -- Rep. Rutherford: A HOUSE RESOLUTION TO URGE APPROPRIATE STATE AGENCIES, AS WELL AS PRIVATE ORGANIZATIONS, TO DEVELOP AND IMPLEMENT POLICIES AND PROGRAMS TO HELP REDUCE OVERWEIGHT AND OBESITY AMONG SOUTH CAROLINA'S YOUTH.

Rep. SELLERS explained the Resolution.

Rep. MERRILL spoke against the Resolution.

[HJ]

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Rep. SELLERS spoke in favor of the Resolution.  
Rep. MERRILL spoke against the Resolution.  
Rep. DUNCAN spoke against the Resolution.  
Rep. HOWARD spoke in favor of the Resolution.  
Rep. J. E. SMITH spoke in favor of the Resolution.

The question then recurred to the adoption of the Resolution.

The Resolution was adopted.

**H. 3618--ADOPTED**

The following House Resolution was taken up:

H. 3618 -- Reps. Gilliard, Dillard, Herbkersman, Horne, Mack and Moss: A HOUSE RESOLUTION TO RECOGNIZE AND HONOR THE LATE JAMES JAMERSON, A NATIVE CHARLESTONIAN, FOR HIS CONTRIBUTIONS TO THE MUSIC INDUSTRY, ESPECIALLY IN HIS CAPACITY AS A NOTED BASSIST FOR MOTOWN RECORDS AND TO REQUEST THAT HE BE INDUCTED INTO THE SOUTH CAROLINA HALL OF FAME.

The Resolution was adopted.

**H. 3574--ADOPTED AND SENT TO SENATE**

The following Concurrent Resolution was taken up:

H. 3574 -- Rep. Herbkersman: A CONCURRENT RESOLUTION TO REQUEST THAT THE DEPARTMENT OF TRANSPORTATION NAME THE BRIDGE THAT CROSSES HEYWARD COVE ALONG BRIDGE STREET IN THE TOWN OF BLUFFTON THE "THOMAS G. HEYWARD MEMORIAL BRIDGE" AND ERECT APPROPRIATE MARKERS OR SIGNS AT THIS BRIDGE THAT CONTAIN THE WORDS "THOMAS G. HEYWARD MEMORIAL BRIDGE".

The Concurrent Resolution was adopted and sent to the Senate.

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**H. 3592--ADOPTED AND SENT TO SENATE**

The following Concurrent Resolution was taken up:

H. 3592 -- Reps. Thompson, Agnew, Bowen, Cooper, Gambrell and White: A CONCURRENT RESOLUTION TO REQUEST THAT THE DEPARTMENT OF TRANSPORTATION NAME THE PORTION OF UNITED STATES HIGHWAY 178/76 IN ANDERSON COUNTY FROM ITS INTERSECTION WITH EAST SHOCKLEY FERRY ROAD IN THE CITY OF ANDERSON TO ITS INTERSECTION WITH MAIN STREET IN THE TOWN OF BELTON "VETERAN'S MEMORIAL HIGHWAY" AND ERECT APPROPRIATE MARKERS OR SIGNS ALONG THIS PORTION OF HIGHWAY THAT CONTAIN THE WORDS "VETERANS MEMORIAL HIGHWAY".

The Concurrent Resolution was adopted and sent to the Senate.

**H. 3595--ADOPTED AND SENT TO SENATE**

The following Concurrent Resolution was taken up:

H. 3595 -- Rep. J. E. Smith: A CONCURRENT RESOLUTION TO REQUEST THAT THE DEPARTMENT OF TRANSPORTATION NAME THE BICYCLE LANES THAT CROSS THE CONGAREE RIVER ALONG THE BLOSSOM STREET BRIDGE IN RICHLAND AND LEXINGTON COUNTIES "JESSE'S WAY" AND ERECT APPROPRIATE MARKERS OR SIGNS ALONG THESE BICYCLE LANES THAT CONTAIN THE WORDS "JESSE'S WAY".

The Concurrent Resolution was adopted and sent to the Senate.

**H. 3599--ADOPTED AND SENT TO SENATE**

The following Concurrent Resolution was taken up:

H. 3599 -- Rep. Herbkersman: A CONCURRENT RESOLUTION TO REQUEST THAT THE DEPARTMENT OF TRANSPORTATION NAME THE LANDING AT BUCKINGHAM OFF FOUNDING ISLAND ROAD IN BEAUFORT COUNTY "WILLIAM F. MARSCHER II MEMORIAL LANDING" AND ERECT APPROPRIATE MARKERS OR SIGNS AT THIS

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LANDING THAT CONTAIN THE WORDS "WILLIAM F. MARSCHER II MEMORIAL LANDING".

The Concurrent Resolution was adopted and sent to the Senate.

**MOTION PERIOD**

The motion period was dispensed with on motion of Rep. SIMRILL.

**H. 3084--DEBATE ADJOURNED**

Rep. TOOLE moved to adjourn debate upon the following Bill, which was adopted:

H. 3084 -- Reps. Toole, Wylie and Hamilton: A BILL TO AMEND SECTION 57-3-610, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE NAMING OF A HIGHWAY FACILITY IN HONOR OF AN INDIVIDUAL, SO AS TO PROVIDE THAT UNLESS THE HIGHWAY FACILITY IS DEDICATED AND NAMED IN HONOR OF EITHER A SERVICEMAN OR LAW ENFORCEMENT OFFICER KILLED IN THE LINE OF DUTY, PUBLIC FUNDS MAY NOT BE USED TO REIMBURSE THE DEPARTMENT OF TRANSPORTATION FOR THE EXPENSES IT INCURS TO NAME AND DEDICATE THE HIGHWAY FACILITY.

**H. 3581--AMENDED AND ORDERED TO THIRD READING**

The following Bill was taken up:

H. 3581 -- Rep. Cooper: A JOINT RESOLUTION TO FURTHER PROVIDE FOR FISCAL YEAR 2009-2010 FOR THE FUNCTIONS AND FUNDING OF CERTAIN LOCAL GOVERNMENT MATTERS.

The Ways and Means Committee proposed the following Amendment No. 1 (COUNCIL\GJK\20166SD09), which was adopted:

Amend the joint resolution, as and if amended, by striking all after the enacting words and inserting:

/SECTION 1. The provisions of Section 6-27-50 of the 1976 Code for fiscal year 2009-2010 are suspended.

SECTION 2. This joint resolution takes effect upon approval by the Governor. /

Renumber sections to conform.

Amend title to conform.

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Rep. COOPER explained the amendment.

Rep. J. E. SMITH spoke against the amendment.

Rep. WHITE moved cloture on the entire matter.

Rep. WHITE demanded the yeas and nays which were taken,  
resulting as follows:

Yeas 66; Nays 49

Those who voted in the affirmative are:

Allison	Ballentine	Bannister
Barfield	Bingham	Bowen
Brady	Cato	Chalk
Clemmons	Cole	Cooper
Daning	Delleney	Duncan
Edge	Erickson	Forrester
Frye	Gambrell	Gullick
Hamilton	Hardwick	Harrell
Harrison	Hearn	Herbkersman
Horne	Huggins	Kelly
Limehouse	Littlejohn	Loftis
Long	Lowe	Lucas
Merrill	Millwood	Nanney
Owens	Parker	Pinson
E. H. Pitts	M. A. Pitts	Rice
Sandifer	Scott	Simrill
Skelton	D. C. Smith	G. M. Smith
G. R. Smith	J. R. Smith	Sottile
Spires	Stewart	Stringer
Toole	Umphlett	Viers
White	Whitmire	Willis
Wylie	A. D. Young	T. R. Young

**Total--66**

Those who voted in the negative are:

Agnew	Alexander	Allen
Anderson	Anthony	Bales
Battle	Bowers	Branham
Brantley	G. A. Brown	H. B. Brown
R. L. Brown	Clyburn	Cobb-Hunter

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Dillard	Funderburk	Gilliard
Govan	Gunn	Haley
Harvin	Hayes	Hodges
Hosey	Hutto	Jefferson
Kennedy	King	Mack
McEachern	McLeod	Miller
Mitchell	Moss	J. H. Neal
J. M. Neal	Neilson	Ott
Parks	Rutherford	Sellers
J. E. Smith	Stavrinakis	Thompson
Vick	Weeks	Whipper
Williams		

**Total--49**

So, cloture was ordered.

Rep. OTT spoke against the amendment.

Rep. OTT moved to table the amendment.

Rep. KENNEDY demanded the yeas and nays which were taken,  
resulting as follows:

Yeas 46; Nays 68

Those who voted in the affirmative are:

Agnew	Alexander	Allen
Anderson	Anthony	Battle
Bowers	Branham	Brantley
G. A. Brown	H. B. Brown	R. L. Brown
Clyburn	Cobb-Hunter	Dillard
Funderburk	Gilliard	Govan
Gunn	Harvin	Hayes
Hodges	Hosey	Huggins
Hutto	Jefferson	Kennedy
King	Mack	McEachern
McLeod	Miller	Moss
J. H. Neal	J. M. Neal	Neilson
Ott	Parks	Rutherford
Sellers	J. E. Smith	Stavrinakis

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Vick	Weeks	Whipper
Williams		

**Total--46**

Those who voted in the negative are:

Allison	Bales	Ballentine
Bannister	Barfield	Bingham
Bowen	Brady	Cato
Chalk	Clemmons	Cole
Cooper	Daning	Delleney
Duncan	Edge	Erickson
Forrester	Frye	Gambrell
Haley	Hamilton	Hardwick
Harrell	Harrison	Hearn
Herbkersman	Horne	Kelly
Limehouse	Littlejohn	Loftis
Long	Lowe	Lucas
Merrill	Millwood	Mitchell
Nanney	Owens	Parker
Pinson	E. H. Pitts	M. A. Pitts
Rice	Sandifer	Scott
Simrill	Skelton	D. C. Smith
G. M. Smith	G. R. Smith	J. R. Smith
Sottile	Spires	Stewart
Stringer	Thompson	Toole
Umphlett	Viers	White
Whitmire	Willis	Wylie
A. D. Young	T. R. Young	

**Total--68**

So, the House refused to table the amendment.

The question then recurred to the adoption of the amendment.

The amendment was then adopted.

Reps. FUNDERBURK and VICK proposed the following Amendment No. 2 (COUNCIL\DKA\3581DW09), which was adopted:



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Amend the bill, as and if amended, by Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_\_. Notwithstanding other provisions of this joint resolution, for the 2008-2009 and 2009-2010 fiscal years, counties of this State may transfer among appropriated state revenues as needed to ensure the delivery of services. /

Re-number sections to conform.

Amend title to conform.

Rep. COOPER spoke in favor of the amendment.

The amendment was then adopted.

Rep. VICK proposed the following Amendment No. 19 (COUNCIL\DKA\3599DW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_\_. Reductions in Aide to Subdivisions in fiscal year 2009-2010 will be incurred by each county on an equal basis by having the same percent increase in millage for each county. /

Re-number sections to conform.

Amend title to conform.

Rep. VICK spoke in favor of the amendment.

Rep. COOPER moved to table the amendment.

Rep. KENNEDY demanded the yeas and nays which were taken, resulting as follows:

Yeas 69; Nays 41

Those who voted in the affirmative are:

Allison	Anderson	Bales
Bannister	Barfield	Bingham
Bowen	Brady	R. L. Brown
Cato	Chalk	Clemmons
Cole	Cooper	Danings
Delleney	Duncan	Edge
Erickson	Forrester	Frye
Gambrell	Gilliard	Hamilton
Hardwick	Harrell	Harrison

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Hearn	Herbkersman	Horne
Hutto	Kelly	Limehouse
Littlejohn	Loftis	Long
Lowe	Lucas	Merrill
Miller	Millwood	Nanney
Owens	Parker	Pinson
M. A. Pitts	Rice	Sandifer
Scott	Simrill	Skelton
D. C. Smith	G. M. Smith	G. R. Smith
J. R. Smith	Sottile	Spires
Stavrinakis	Stringer	Thompson
Toole	Umphlett	Viers
Whipper	White	Whitmire
Willis	Wylie	A. D. Young

**Total--69**

Those who voted in the negative are:

Agnew	Allen	Ballentine
Battle	Bowers	Branham
Brantley	G. A. Brown	H. B. Brown
Clyburn	Cobb-Hunter	Dillard
Funderburk	Govan	Gunn
Haley	Harvin	Hayes
Hosey	Huggins	Jefferson
Jennings	Kennedy	King
Mack	McEachern	McLeod
Mitchell	Moss	J. H. Neal
J. M. Neal	Neilson	Parks
E. H. Pitts	Rutherford	Sellers
J. E. Smith	Vick	Weeks
Williams	T. R. Young	

**Total--41**

So, the amendment was tabled.

Reps. J. E. SMITH and MILLER proposed the following Amendment No. 21 (COUNCIL\SWB\5780ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

[HJ]

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/ SECTION \_\_. The provisions of this Joint Resolution do not apply to Marlboro County./

Renumber sections to conform.

Amend title to conform.

Rep. J. E. SMITH spoke in favor of the amendment.

Rep. A. D. YOUNG moved to table the amendment.

Rep. J. E. SMITH demanded the yeas and nays which were taken, resulting as follows:

Yeas 67; Nays 41

Those who voted in the affirmative are:

Allison	Ballentine	Bannister
Barfield	Bingham	Bowen
Brady	Cato	Chalk
Clemmons	Cole	Cooper
Daning	Delleney	Duncan
Edge	Erickson	Forrester
Frye	Gambrell	Gilliard
Haley	Hamilton	Hardwick
Harrell	Hearn	Herbkersman
Horne	Huggins	Hutto
Kelly	Limehouse	Littlejohn
Loftis	Long	Lowe
Lucas	Merrill	Millwood
Nanney	Owens	Parker
Pinson	E. H. Pitts	M. A. Pitts
Rice	Scott	Simrill
Skelton	D. C. Smith	G. M. Smith
G. R. Smith	J. R. Smith	Sottile
Spires	Stavrinakis	Stringer
Thompson	Toole	Umphlett
Viers	White	Whitmire
Willis	Wylie	A. D. Young
T. R. Young		

**Total--67**

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Those who voted in the negative are:

Agnew	Allen	Bales
Battle	Bowers	Branham
Brantley	G. A. Brown	H. B. Brown
R. L. Brown	Clyburn	Cobb-Hunter
Dillard	Funderburk	Govan
Gunn	Harvin	Hayes
Hodges	Hosey	Jefferson
Jennings	Kennedy	King
Mack	McEachern	McLeod
Miller	Mitchell	Moss
J. H. Neal	J. M. Neal	Neilson
Parks	Rutherford	Sellers
J. E. Smith	Vick	Weeks
Whipper	Williams	

**Total--41**

So, the amendment was tabled.

Reps. J. E. SMITH and MILLER proposed the following Amendment No. 22 (COUNCIL\SWB\5789ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_\_. The provisions of this Joint Resolution do not apply to Sumter County./

Renumber sections to conform.

Amend title to conform.

Rep. MILLER spoke in favor of the amendment.

Rep. A. D. YOUNG moved to table the amendment.

Rep. A. D. YOUNG demanded the yeas and nays which were taken, resulting as follows:

Yeas 65; Nays 43

Those who voted in the affirmative are:

Ballentine	Bannister	Barfield
Bingham	Bowen	Brady
Cato	Chalk	Clemmons

[HJ]

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Cole	Cooper	Daning
Delleney	Duncan	Edge
Erickson	Forrester	Frye
Gambrell	Haley	Hamilton
Hardwick	Harrell	Harrison
Hearn	Herbkersman	Horne
Huggins	Hutto	Kelly
Limehouse	Littlejohn	Loftis
Long	Lowe	Lucas
Merrill	Millwood	Moss
Owens	Parker	Pinson
E. H. Pitts	M. A. Pitts	Rice
Sandifer	Scott	Simrill
Skelton	D. C. Smith	G. R. Smith
J. R. Smith	Sottile	Stavrinakis
Stringer	Thompson	Toole
Umphlett	Viers	White
Whitmire	Willis	Wylie
A. D. Young	T. R. Young	

**Total--65**

Those who voted in the negative are:

Agnew	Allen	Anderson
Bales	Battle	Bowers
Branham	Brantley	G. A. Brown
H. B. Brown	R. L. Brown	Clyburn
Cobb-Hunter	Dillard	Funderburk
Gilliard	Govan	Gunn
Harvin	Hayes	Hodges
Hosey	Jefferson	Jennings
Kennedy	King	Mack
McEachern	McLeod	Miller
Mitchell	J. H. Neal	J. M. Neal
Neilson	Parks	Rutherford
Sellers	G. M. Smith	J. E. Smith
Vick	Weeks	Whipper
Williams		

**Total--43**

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So, the amendment was tabled.

Reps. J. E. SMITH and MILLER proposed the following Amendment No. 23 (COUNCIL\SWB\5790ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_\_. The provisions of this Joint Resolution do not apply to Union County./

Renumber sections to conform.

Amend title to conform.

Rep. KENNEDY spoke in favor of the amendment.

Rep. A. D. YOUNG moved to table the amendment.

Rep. KENNEDY demanded the yeas and nays which were taken, resulting as follows:

Yeas 68; Nays 38

Those who voted in the affirmative are:

Allison	Ballentine	Bannister
Barfield	Battle	Bingham
Bowen	Brady	Cato
Chalk	Clemmons	Cole
Cooper	Daning	Delleney
Duncan	Edge	Erickson
Forrester	Frye	Gambrell
Gullick	Haley	Hamilton
Hardwick	Harrell	Harrison
Hearn	Herbkersman	Horne
Huggins	Hutto	Kelly
Limehouse	Littlejohn	Loftis
Long	Lowe	Lucas
Merrill	Millwood	Moss
Nanney	Owens	Parker
E. H. Pitts	M. A. Pitts	Rice
Sandifer	Scott	Simrill
Skelton	D. C. Smith	G. R. Smith
J. R. Smith	Sottile	Stavrinakis
Stringer	Thompson	Toole
Umphlett	Viers	White

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Whitmire	Willis	Wylie
A. D. Young	T. R. Young	

**Total--68**

Those who voted in the negative are:

Agnew	Allen	Anderson
Bales	Bowers	Branham
Brantley	G. A. Brown	H. B. Brown
R. L. Brown	Clyburn	Cobb-Hunter
Dillard	Funderburk	Gilliard
Govan	Gunn	Harvin
Hayes	Hosey	Jefferson
Jennings	Kennedy	King
Mack	McLeod	Miller
Mitchell	J. H. Neal	J. M. Neal
Parks	Rutherford	Sellers
J. E. Smith	Vick	Weeks
Whipper	Williams	

**Total--38**

So, the amendment was tabled.

Reps. J. E. SMITH and MILLER proposed the following Amendment No. 24 (COUNCIL\SWB\5785ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_. The provisions of this Joint Resolution do not apply to Pickens County./

Re-number sections to conform.

Amend title to conform.

Rep. J. E. SMITH spoke in favor of the amendment.

Rep. COOPER moved to table the amendment.

Rep. KENNEDY demanded the yeas and nays which were taken, resulting as follows:

Yeas 66; Nays 37

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Those who voted in the affirmative are:

Allison	Ballentine	Bannister
Barfield	Battle	Bingham
Brady	Cato	Chalk
Clemmons	Cole	Cooper
Daning	Delleney	Duncan
Edge	Erickson	Forrester
Frye	Gambrell	Gullick
Haley	Hamilton	Hardwick
Harrell	Hearn	Herbkersman
Horne	Huggins	Hutto
Kelly	Littlejohn	Loftis
Long	Lowe	Lucas
Merrill	Millwood	Moss
Nanney	Owens	Parker
Pinson	E. H. Pitts	Rice
Sandifer	Scott	Simrill
Skelton	D. C. Smith	G. M. Smith
G. R. Smith	J. R. Smith	Sottile
Stavrinakis	Stringer	Thompson
Toole	Umphlett	Viers
White	Whitmire	Willis
Wylie	A. D. Young	T. R. Young

**Total--66**

Those who voted in the negative are:

Agnew	Allen	Anderson
Bowers	Branham	Brantley
G. A. Brown	H. B. Brown	R. L. Brown
Clyburn	Cobb-Hunter	Dillard
Funderburk	Gilliard	Govan
Gunn	Harvin	Hayes
Hodges	Hosey	Jefferson
Jennings	Kennedy	King
Mack	McEachern	McLeod
Miller	Mitchell	J. H. Neal
Parks	Rutherford	Sellers



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J. E. Smith                      Vick                      Weeks  
Williams

**Total--37**

So, the amendment was tabled.

Reps. J. E. SMITH and MILLER proposed the following  
Amendment No. 25 (COUNCIL\SWB\5786ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an  
appropriately numbered SECTION to read:

/ SECTION \_\_. The provisions of this Joint Resolution do not apply  
to Richland County./

Renumber sections to conform.

Amend title to conform.

Rep. KENNEDY spoke in favor of the amendment.

Rep. COOPER moved to table the amendment.

Rep. KENNEDY demanded the yeas and nays which were taken,  
resulting as follows:

Yeas 68; Nays 32

Those who voted in the affirmative are:

Allison	Ballentine	Bannister
Barfield	Battle	Bingham
Bowen	Brady	Cato
Chalk	Clemmons	Cole
Cooper	Daning	Delleney
Duncan	Edge	Erickson
Forrester	Frye	Gambrell
Gullick	Haley	Hamilton
Hardwick	Harrell	Harrison
Hearn	Herbkersman	Horne
Huggins	Hutto	Kelly
Limehouse	Littlejohn	Loftis
Long	Lucas	Merrill
Millwood	Moss	Nanney
Owens	Parker	E. H. Pitts
M. A. Pitts	Rice	Sandifer

[HJ]

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Scott	Simrill	Skelton
D. C. Smith	G. M. Smith	G. R. Smith
J. R. Smith	Sottile	Stavrinakis
Stringer	Thompson	Toole
Umphlett	Viers	White
Whitmire	Willis	Wylie
A. D. Young	T. R. Young	

**Total--68**

Those who voted in the negative are:

Agnew	Anderson	Bowers
Branham	Brantley	G. A. Brown
H. B. Brown	R. L. Brown	Clyburn
Cobb-Hunter	Dillard	Funderburk
Gilliard	Govan	Gunn
Hayes	Hodges	Hosey
Jefferson	Jennings	Kennedy
King	McEachern	McLeod
Miller	Mitchell	Rutherford
Sellers	J. E. Smith	Vick
Weeks	Whipper	

**Total--32**

So, the amendment was tabled.

Reps. J. E. SMITH and MILLER proposed the following Amendment No. 26 (COUNCIL\SWB\5787ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_. The provisions of this Joint Resolution do not apply to Saluda County./

Renumber sections to conform.

Amend title to conform.

Rep. J. H. NEAL spoke in favor of the amendment.

Rep. COOPER moved to table the amendment.

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Rep. J. H. NEAL demanded the yeas and nays which were taken,  
resulting as follows:

Yeas 68; Nays 38

Those who voted in the affirmative are:

Allison	Ballentine	Bannister
Barfield	Battle	Bingham
Bowen	Brady	Cato
Chalk	Clemmons	Cole
Cooper	Daning	Delleney
Duncan	Edge	Erickson
Forrester	Frye	Gambrell
Gullick	Haley	Hamilton
Hardwick	Harrell	Harrison
Hearn	Herbkersman	Horne
Huggins	Hutto	Kelly
Limehouse	Littlejohn	Loftis
Long	Lucas	Merrill
Millwood	Moss	Nanney
Owens	Parker	Pinson
E. H. Pitts	M. A. Pitts	Rice
Sandifer	Scott	Simrill
D. C. Smith	G. M. Smith	G. R. Smith
J. R. Smith	Sottile	Stavrinakis
Stringer	Thompson	Toole
Umphlett	Viers	White
Whitmire	Willis	Wylie
A. D. Young	T. R. Young	

**Total--68**

Those who voted in the negative are:

Agnew	Allen	Anderson
Bowers	Branham	Brantley
G. A. Brown	H. B. Brown	R. L. Brown
Clyburn	Cobb-Hunter	Dillard
Funderburk	Gilliard	Govan
Gunn	Harvin	Hayes
Hodges	Hosey	Jefferson
Jennings	Kennedy	King
Mack	McLeod	Miller

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Mitchell	J. H. Neal	J. M. Neal
Parks	Rutherford	Sellers
J. E. Smith	Vick	Weeks
Whipper	Williams	

**Total--38**

So, the amendment was tabled.

**LEAVE OF ABSENCE**

The SPEAKER granted Rep. STAVRINAKIS a leave of absence for the remainder of the day due to business reasons.

**LEAVE OF ABSENCE**

The SPEAKER granted Rep. GILLIARD a leave of absence for the remainder of the day due to business reasons.

Reps. J. E. SMITH and MILLER proposed the following Amendment No. 27 (COUNCIL\SWB\5788ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_. The provisions of this Joint Resolution do not apply to Spartanburg County./

Renumber sections to conform.

Amend title to conform.

Rep. J. E. SMITH spoke in favor of the amendment.

Rep. COOPER moved to table the amendment.

Rep. J. E. SMITH demanded the yeas and nays which were taken, resulting as follows:

Yeas 68; Nays 37

Those who voted in the affirmative are:

Allison	Ballentine	Bannister
Barfield	Battle	Bingham
Bowen	Brady	Cato
Chalk	Clemmons	Cole
Cooper	Danings	Delleney
Duncan	Edge	Erickson

[HJ]

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Forrester	Frye	Gambrell
Gullick	Haley	Hamilton
Hardwick	Harrell	Harrison
Hearn	Herbkersman	Horne
Huggins	Hutto	Kelly
Limehouse	Littlejohn	Loftis
Long	Lucas	Merrill
Millwood	Moss	Nanney
Owens	Parker	Pinson
E. H. Pitts	M. A. Pitts	Rice
Sandifer	Scott	Simrill
D. C. Smith	G. M. Smith	G. R. Smith
J. R. Smith	Sottile	Stringer
Thompson	Toole	Umphlett
Viers	Whipper	White
Whitmire	Willis	Wylie
A. D. Young	T. R. Young	

**Total--68**

Those who voted in the negative are:

Agnew	Allen	Anderson
Bales	Bowers	Branham
Brantley	G. A. Brown	H. B. Brown
R. L. Brown	Clyburn	Cobb-Hunter
Dillard	Funderburk	Govan
Gunn	Harvin	Hayes
Hosey	Jefferson	Jennings
Kennedy	King	Mack
McEachern	McLeod	Miller
Mitchell	J. H. Neal	J. M. Neal
Parks	Rutherford	Sellers
J. E. Smith	Vick	Weeks
Williams		

**Total--37**

So, the amendment was tabled.

Reps. J. E. SMITH and MILLER proposed the following Amendment No. 28 (COUNCIL\SWB\5791ZW09), which was tabled:

[HJ]

**THURSDAY, MARCH 5, 2009**

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_. The provisions of this Joint Resolution do not apply to Williamsburg County./

Renumber sections to conform.

Amend title to conform.

Rep. KENNEDY spoke in favor of the amendment.

Rep. COOPER moved to table the amendment.

Rep. KENNEDY demanded the yeas and nays which were taken, resulting as follows:

Yeas 68; Nays 34

Those who voted in the affirmative are:

Allison	Ballentine	Bannister
Barfield	Bingham	Bowen
Brady	R. L. Brown	Cato
Chalk	Clemmons	Cole
Cooper	Daning	Delleney
Duncan	Edge	Erickson
Forrester	Frye	Gambrell
Gullick	Haley	Hamilton
Hardwick	Harrell	Hearn
Herbkersman	Hiott	Horne
Huggins	Hutto	Kelly
Limehouse	Littlejohn	Loftis
Long	Lucas	Mack
Merrill	Millwood	Moss
Nanney	Owens	Parker
E. H. Pitts	M. A. Pitts	Rice
Sandifer	Scott	Simrill
Skelton	D. C. Smith	G. M. Smith
G. R. Smith	J. R. Smith	Stringer
Thompson	Toole	Umphlett
Viers	Whipper	White
Whitmire	Willis	Wylie
A. D. Young	T. R. Young	

**Total--68**

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Those who voted in the negative are:

Agnew	Allen	Anderson
Bales	Battle	Bowers
Branham	Brantley	G. A. Brown
H. B. Brown	Clyburn	Cobb-Hunter
Funderburk	Govan	Harvin
Hayes	Hodges	Hosey
Jefferson	Jennings	Kennedy
King	McEachern	McLeod
Miller	Mitchell	J. M. Neal
Neilson	Parks	Sellers
J. E. Smith	Vick	Weeks
Williams		

**Total--34**

So, the amendment was tabled.

Reps. J. E. SMITH and MILLER proposed the following Amendment No. 29 (COUNCIL\SWB\5792ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_. The provisions of this Joint Resolution do not apply to York County./

Renumber sections to conform.

Amend title to conform.

Rep. J. E. SMITH spoke in favor of the amendment.

Rep. COOPER moved to table the amendment.

Rep. KENNEDY demanded the yeas and nays, which were not ordered.

So, the amendment was tabled by a division vote of 58-31.

Reps. J. E. SMITH and MILLER proposed the following Amendment No. 30 (COUNCIL\SWB\5793ZW09), which was ruled out of order:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

[HJ]

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/ SECTION \_\_. Reductions in Aid to Subdivisions in fiscal year 2009-2010 will be incurred by each county on an equal basis by having the same percent increase in millage for each county. /

Renumber sections to conform.

Amend title to conform.

**POINT OF ORDER**

Rep. COOPER raised the Point of Order that Amendment No. 30 was out of order in that it was identical to Amendment No. 19 which had been previously tabled.

SPEAKER HARRELL sustained the Point of Order and ruled the Amendment out of order.

Reps. J. E. SMITH and MILLER proposed the following Amendment No. 32 (COUNCIL\SWB\5781ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_. The provisions of this Joint Resolution do not apply to McCormick County./

Renumber sections to conform.

Amend title to conform.

Rep. J. E. SMITH spoke in favor of the amendment.

Rep. COOPER moved to table the amendment.

Rep. J. E. SMITH demanded the yeas and nays which were taken, resulting as follows:

Yeas 64; Nays 32

Those who voted in the affirmative are:

Allison	Ballentine	Bannister
Barfield	Battle	Bingham
Bowen	Brady	Cato
Chalk	Clemmons	Cole
Cooper	Danig	Delleney
Duncan	Edge	Erickson
Forrester	Frye	Gambrell
Haley	Hamilton	Hardwick
Harrell	Harrison	Hearn
Herbkersman	Hiott	Horne

[HJ]



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Huggins	Hutto	Kelly
Limehouse	Littlejohn	Lucas
Millwood	Moss	Nanney
Owens	Pinson	E. H. Pitts
M. A. Pitts	Rice	Sandifer
Scott	Simrill	Skelton
D. C. Smith	G. M. Smith	G. R. Smith
J. R. Smith	Sottile	Stringer
Thompson	Toole	Umphlett
Viers	White	Whitmire
Willis	Wylie	A. D. Young
T. R. Young		

**Total--64**

Those who voted in the negative are:

Agnew	Allen	Anderson
Bales	Bowers	Branham
Brantley	G. A. Brown	H. B. Brown
Clyburn	Cobb-Hunter	Dillard
Funderburk	Govan	Harvin
Hayes	Hodges	Hosey
Jefferson	Kennedy	McEachern
McLeod	Miller	Mitchell
J. M. Neal	Neilson	Parks
J. E. Smith	Vick	Weeks
Whipper	Williams	

**Total--32**

So, the amendment was tabled.

Reps. J. E. SMITH and MILLER proposed the following Amendment No. 33 (COUNCIL\SWB\5782ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_. The provisions of this Joint Resolution do not apply to Newberry County./

Renumber sections to conform.

Amend title to conform.

**THURSDAY, MARCH 5, 2009**

Rep. MCLEOD spoke in favor of the amendment.

Rep. COOPER moved to table the amendment.

Rep. KENNEDY demanded the yeas and nays which were taken, resulting as follows:

Yeas 63; Nays 37

Those who voted in the affirmative are:

Allison	Ballentine	Bannister
Barfield	Bingham	Bowen
Brady	Cato	Clemmons
Cole	Cooper	Daning
Delleney	Duncan	Erickson
Forrester	Frye	Gambrell
Haley	Hamilton	Hardwick
Harrell	Harrison	Hearn
Herbkersman	Hiott	Horne
Huggins	Kelly	Limehouse
Littlejohn	Loftis	Lucas
Merrill	Millwood	Moss
Nanney	Owens	Parker
Pinson	E. H. Pitts	M. A. Pitts
Rice	Sandifer	Scott
Simrill	Skelton	D. C. Smith
G. M. Smith	G. R. Smith	J. R. Smith
Sottile	Stringer	Thompson
Toole	Umphlett	Viers
White	Whitmire	Willis
Wylie	A. D. Young	T. R. Young

**Total--63**

Those who voted in the negative are:

Agnew	Allen	Anderson
Bales	Battle	Bowers
Branham	Brantley	G. A. Brown
H. B. Brown	R. L. Brown	Clyburn
Cobb-Hunter	Dillard	Funderburk
Govan	Hayes	Hosey
Jefferson	Jennings	Kennedy

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Mack	McEachern	McLeod
Miller	Mitchell	J. H. Neal
J. M. Neal	Neilson	Parks
Rutherford	Sellers	J. E. Smith
Vick	Weeks	Whipper
Williams		

**Total--37**

So, the amendment was tabled.

Reps. J. E. SMITH and MILLER proposed the following Amendment No. 34 (COUNCIL\SWB\5783ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_. The provisions of this Joint Resolution do not apply to Oconee County./

Renumber sections to conform.

Amend title to conform.

Rep. J. E. SMITH spoke in favor of the amendment.

Rep. A. D. YOUNG moved to table the amendment.

Rep. KENNEDY demanded the yeas and nays which were taken, resulting as follows:

Yeas 63; Nays 36

Those who voted in the affirmative are:

Allison	Ballentine	Bannister
Barfield	Bingham	Bowen
Brady	Cato	Chalk
Clemmons	Cole	Cooper
Daning	Delleney	Duncan
Edge	Erickson	Forrester
Frye	Gambrell	Gullick
Haley	Hamilton	Hardwick
Harrell	Harrison	Hearn
Hiott	Horne	Huggins
Kelly	Limehouse	Littlejohn
Loftis	Lucas	Millwood

[HJ]

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Moss	Nanney	Owens
Parker	Pinson	E. H. Pitts
M. A. Pitts	Rice	Sandifer
Scott	Skelton	D. C. Smith
G. M. Smith	G. R. Smith	J. R. Smith
Sottile	Stringer	Thompson
Toole	Umphlett	Viers
Whipper	White	Willis
Wylie	A. D. Young	T. R. Young

**Total--63**

Those who voted in the negative are:

Agnew	Allen	Anderson
Bales	Bowers	Branham
Brantley	G. A. Brown	H. B. Brown
R. L. Brown	Clyburn	Cobb-Hunter
Dillard	Funderburk	Govan
Hayes	Hodges	Hosey
Jefferson	Jennings	Kennedy
King	Mack	McEachern
McLeod	Miller	Mitchell
J. H. Neal	Neilson	Parks
Rutherford	Sellers	J. E. Smith
Vick	Weeks	Williams

**Total--36**

So, the amendment was tabled.

Reps. J. E. SMITH and MILLER proposed the following Amendment No. 35 (COUNCIL\SWB\5784ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_. The provisions of this Joint Resolution do not apply to Orangeburg County./

Renumber sections to conform.

Amend title to conform.

Rep. J. E. SMITH spoke in favor of the amendment.

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Rep. COOPER moved to table the amendment.

Rep. KENNEDY demanded the yeas and nays which were taken,  
resulting as follows:

Yeas 66; Nays 38

Those who voted in the affirmative are:

Allison	Ballentine	Bannister
Barfield	Bingham	Bowen
Brady	Cato	Chalk
Clemmons	Cole	Cooper
Daning	Delleney	Duncan
Edge	Erickson	Forrester
Frye	Gambrell	Gullick
Haley	Hamilton	Hardwick
Harrell	Harrison	Hiott
Horne	Huggins	Kelly
Limehouse	Littlejohn	Loftis
Long	Lucas	Merrill
Millwood	Moss	Nanney
Owens	Parker	Pinson
E. H. Pitts	M. A. Pitts	Rice
Sandifer	Scott	Simrill
Skelton	D. C. Smith	G. M. Smith
G. R. Smith	J. R. Smith	Sottile
Stringer	Thompson	Toole
Umphlett	Viers	Weeks
White	Whitmire	Willis
Wylie	A. D. Young	T. R. Young

**Total--66**

Those who voted in the negative are:

Agnew	Allen	Anderson
Bales	Battle	Bowers
Branham	Brantley	G. A. Brown
H. B. Brown	R. L. Brown	Clyburn
Cobb-Hunter	Dillard	Funderburk
Govan	Hayes	Hodges
Hosey	Jefferson	Jennings
Kennedy	King	Mack

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McEachern	McLeod	Miller
Mitchell	J. H. Neal	J. M. Neal
Neilson	Parks	Rutherford
Sellers	J. E. Smith	Vick
Whipper	Williams	

**Total--38**

So, the amendment was tabled.

Reps. J. E. SMITH and MILLER proposed the following Amendment No. 36 (COUNCIL\SWB\5778ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_. The provisions of this Joint Resolution do not apply to Lexington County./

Renumber sections to conform.

Amend title to conform.

Rep. KENNEDY spoke in favor of the amendment.

Rep. A. D. YOUNG moved to table the amendment.

Rep. J. E. SMITH demanded the yeas and nays which were taken, resulting as follows:

Yeas 64; Nays 35

Those who voted in the affirmative are:

Ballentine	Bannister	Barfield
Bingham	Bowen	Brady
Cato	Chalk	Clemmons
Cole	Cooper	Danig
Delleney	Duncan	Erickson
Forrester	Frye	Gambrell
Gullick	Haley	Hamilton
Hardwick	Harrell	Harrison
Hearn	Herbkersman	Hiott
Horne	Huggins	Hutto
Kelly	Limehouse	Loftis
Long	Lucas	Merrill
Millwood	Moss	Nanney

[HJ]

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Owens	Parker	Pinson
M. A. Pitts	Rice	Sandifer
Scott	Simrill	Skelton
D. C. Smith	G. M. Smith	G. R. Smith
J. R. Smith	Sottile	Stringer
Thompson	Toole	Umphlett
Viers	White	Whitmire
Willis	Wylie	A. D. Young
T. R. Young		

**Total--64**

Those who voted in the negative are:

Agnew	Allen	Anderson
Bales	Battle	Branham
Brantley	G. A. Brown	H. B. Brown
R. L. Brown	Clyburn	Cobb-Hunter
Dillard	Funderburk	Govan
Hayes	Hosey	Jefferson
Jennings	Kennedy	King
Mack	McEachern	Mitchell
J. H. Neal	J. M. Neal	Neilson
Parks	Rutherford	Sellers
J. E. Smith	Vick	Weeks
Whipper	Williams	

**Total--35**

So, the amendment was tabled.

Reps. J. E. SMITH and MILLER proposed the following Amendment No. 37 (COUNCIL\SWB\5779ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_. The provisions of this Joint Resolution do not apply to Marion County./

Renumber sections to conform.

Amend title to conform.

Rep. KENNEDY spoke in favor of the amendment.

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Rep. A. D. YOUNG moved to table the amendment.

Rep. COBB-HUNTER demanded the yeas and nays which were taken, resulting as follows:

Yeas 60; Nays 36

Those who voted in the affirmative are:

Allison	Bannister	Bingham
Bowen	Brady	Chalk
Clemmons	Cole	Cooper
Daning	Delleney	Duncan
Erickson	Forrester	Frye
Gambrell	Gullick	Haley
Hamilton	Hardwick	Harrell
Hearn	Herbkersman	Hiott
Horne	Huggins	Hutto
Kelly	Littlejohn	Loftis
Long	Lucas	Merrill
Millwood	Moss	Nanney
Owens	Parker	Pinson
E. H. Pitts	Rice	Sandifer
Scott	Simrill	Skelton
D. C. Smith	G. M. Smith	G. R. Smith
J. R. Smith	Sottile	Stringer
Thompson	Umphlett	Viers
White	Whitmire	Willis
Wylie	A. D. Young	T. R. Young

**Total--60**

Those who voted in the negative are:

Agnew	Allen	Anderson
Bales	Battle	Bowers
Branham	Brantley	G. A. Brown
H. B. Brown	R. L. Brown	Clyburn
Cobb-Hunter	Dillard	Funderburk
Govan	Hodges	Hosey
Jefferson	Jennings	Kennedy
King	Mack	McEachern
Miller	Mitchell	J. H. Neal
J. M. Neal	Neilson	Parks



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Sellers	J. E. Smith	Vick
Weeks	Whipper	Williams

**Total--36**

So, the amendment was tabled.

Reps. J. E. SMITH and MILLER proposed the following Amendment No. 38 (COUNCIL\SWB\5776ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_. The provisions of this Joint Resolution do not apply to Laurens County./

Renumber sections to conform.

Amend title to conform.

Rep. J. E. SMITH spoke in favor of the amendment.

Rep. A. D. YOUNG moved to table the amendment.

Rep. J. H. NEAL demanded the yeas and nays which were taken, resulting as follows:

Yeas 56; Nays 37

Those who voted in the affirmative are:

Allison	Bannister	Barfield
Battle	Bingham	Bowen
Cato	Chalk	Clemmons
Cole	Cooper	Daning
Delleney	Erickson	Forrester
Frye	Gambrell	Gullick
Haley	Hardwick	Harrell
Harrison	Hearn	Herbkersman
Horne	Huggins	Hutto
Kelly	Loftis	Long
Lucas	Millwood	Moss
Nanney	Owens	Parker
Pinson	Rice	Sandifer
Scott	Simrill	Skelton
D. C. Smith	G. R. Smith	J. R. Smith
Sottile	Stringer	Thompson

[HJ]

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Toole	Umphlett	Viers
White	Whitmire	Wylie
A. D. Young	T. R. Young	

**Total--56**

Those who voted in the negative are:

Agnew	Allen	Anderson
Bales	Bowers	Branham
Brantley	G. A. Brown	H. B. Brown
R. L. Brown	Clyburn	Cobb-Hunter
Dillard	Funderburk	Govan
Hayes	Hodges	Hosey
Jefferson	Jennings	Kennedy
King	Mack	McEachern
McLeod	Miller	Mitchell
J. H. Neal	Neilson	Parks
Rutherford	Sellers	J. E. Smith
Vick	Weeks	Whipper
Williams		

**Total--37**

So, the amendment was tabled.

Reps. J. E. SMITH and MILLER proposed the following Amendment No. 39 (COUNCIL\SWB\5777ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_\_\_ The provisions of this Joint Resolution do not apply to Lee County./

Re-number sections to conform.

Amend title to conform.

Rep. G. A. BROWN spoke in favor of the amendment.

Rep. COOPER moved to table the amendment.

Rep. J. H. NEAL demanded the yeas and nays which were taken, resulting as follows:

Yeas 58; Nays 35

[HJ]

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Those who voted in the affirmative are:

Allison	Bannister	Barfield
Battle	Bingham	Bowen
Brady	Cato	Clemmons
Cole	Cooper	Delleney
Duncan	Erickson	Forrester
Frye	Gambrell	Gullick
Haley	Hamilton	Hardwick
Harrell	Harrison	Hearn
Herbkersman	Hiott	Horne
Huggins	Hutto	Kelly
Littlejohn	Loftis	Long
Lucas	Millwood	Moss
Nanney	Owens	Parker
Pinson	E. H. Pitts	Rice
Sandifer	Scott	Skelton
D. C. Smith	G. R. Smith	J. R. Smith
Stringer	Thompson	Toole
Umphlett	Viers	White
Willis	Wylie	A. D. Young
T. R. Young		

**Total--58**

Those who voted in the negative are:

Agnew	Allen	Anderson
Bowers	Branham	Brantley
G. A. Brown	H. B. Brown	Clyburn
Cobb-Hunter	Dillard	Funderburk
Govan	Hayes	Hodges
Hosey	Jefferson	Jennings
Kennedy	King	McEachern
McLeod	Miller	Mitchell
J. H. Neal	J. M. Neal	Neilson
Parks	Rutherford	Sellers
J. E. Smith	Vick	Weeks
Whipper	Williams	

**Total--35**

So, the amendment was tabled.

[HJ]

**THURSDAY, MARCH 5, 2009**

Rep. J. E. SMITH proposed the following Amendment No. 40 (COUNCIL\SWB\5775ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_. The provisions of this Joint Resolution do not apply to Lancaster County./

Renumber sections to conform.

Amend title to conform.

Rep. J. M. NEAL spoke in favor of the amendment.

Rep. COOPER moved to table the amendment, which was agreed to.

Rep. J. E. SMITH proposed the following Amendment No. 41 (COUNCIL\SWB\5774ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_. The provisions of this Joint Resolution do not apply to Kershaw County./

Renumber sections to conform.

Amend title to conform.

Rep. FUNDERBURK spoke in favor of the amendment.

Rep. COOPER moved to table the amendment.

Rep. J. E. SMITH demanded the yeas and nays which were taken, resulting as follows:

Yeas 56; Nays 34

Those who voted in the affirmative are:

Allison	Bannister	Barfield
Bingham	Bowen	Brady
Cato	Clemmons	Cole
Cooper	Daning	Delleney
Erickson	Forrester	Frye
Gambrell	Gullick	Haley
Hamilton	Hardwick	Harrell
Harrison	Hearn	Hiott
Horne	Huggins	Hutto
Kelly	Littlejohn	Loftis

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Long	Millwood	Moss
Nanney	Owens	Parker
E. H. Pitts	M. A. Pitts	Rice
Sandifer	Scott	Skelton
D. C. Smith	G. R. Smith	J. R. Smith
Sottile	Stringer	Thompson
Toole	Umphlett	Viers
White	Willis	Wylie
A. D. Young	T. R. Young	

**Total--56**

Those who voted in the negative are:

Agnew	Allen	Anderson
Battle	Bowers	Branham
G. A. Brown	H. B. Brown	R. L. Brown
Clyburn	Cobb-Hunter	Dillard
Funderburk	Govan	Hayes
Hodges	Hosey	Jefferson
Jennings	Kennedy	King
Lucas	McEachern	McLeod
Miller	Mitchell	Neilson
Parks	Sellers	J. E. Smith
Vick	Weeks	Whipper
Williams		

**Total--34**

So, the amendment was tabled.

Rep. J. E. SMITH proposed the following Amendment No. 42 (COUNCIL\SWB\5769ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_. The provisions of this Joint Resolution do not apply to Greenville County./

Renumber sections to conform.

Amend title to conform.

Rep. KENNEDY spoke in favor of the amendment.

Rep. DILLARD spoke in favor of the amendment.

[HJ]

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Rep. CATO moved to table the amendment.

Rep. J. E. SMITH demanded the yeas and nays which were taken,  
resulting as follows:

Yeas 62; Nays 34

Those who voted in the affirmative are:

Allison	Ballentine	Bannister
Barfield	Bingham	Bowen
Brady	Cato	Chalk
Clemmons	Cole	Cooper
Daning	Delleney	Duncan
Erickson	Forrester	Frye
Gambrell	Gullick	Haley
Hamilton	Hardwick	Harrell
Hearn	Herbkersman	Hiott
Horne	Huggins	Hutto
Kelly	Limehouse	Littlejohn
Loftis	Long	Lucas
Merrill	Millwood	Moss
Nanney	Owens	Parker
E. H. Pitts	M. A. Pitts	Rice
Sandifer	Scott	Skelton
D. C. Smith	G. R. Smith	J. R. Smith
Sottile	Stringer	Thompson
Umphlett	Viers	White
Whitmire	Willis	Wylie
A. D. Young	T. R. Young	

**Total--62**

Those who voted in the negative are:

Agnew	Allen	Anderson
Bales	Battle	Bowers
Branham	Brantley	G. A. Brown
H. B. Brown	R. L. Brown	Clyburn
Cobb-Hunter	Funderburk	Govan
Hayes	Hodges	Hosey
Jefferson	Jennings	King
Mack	McEachern	McLeod
Mitchell	J. H. Neal	Neilson

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Parks	Sellers	J. E. Smith
Vick	Weeks	Whipper
Williams		

**Total--34**

So, the amendment was tabled.

Rep. J. E. SMITH proposed the following Amendment No. 43 (COUNCIL\SWB\5770ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_. The provisions of this Joint Resolution do not apply to Greenwood County./

Renumber sections to conform.

Amend title to conform.

Rep. PARKS spoke in favor of the amendment.

Rep. COOPER moved to table the amendment.

Rep. J. E. SMITH demanded the yeas and nays which were taken, resulting as follows:

Yeas 60; Nays 36

Those who voted in the affirmative are:

Allison	Bannister	Barfield
Bingham	Bowen	Brady
Cato	Chalk	Clemmons
Cole	Cooper	Daning
Delleney	Duncan	Erickson
Forrester	Frye	Gambrell
Gullick	Haley	Hamilton
Hardwick	Harrell	Hearn
Herbkersman	Hiott	Horne
Huggins	Hutto	Kelly
Littlejohn	Loftis	Long
Lucas	Merrill	Millwood
Moss	Nanney	Owens
E. H. Pitts	Rice	Sandifer
Scott	Skelton	D. C. Smith

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G. M. Smith	G. R. Smith	J. R. Smith
Sottile	Stringer	Thompson
Toole	Umphlett	Viers
White	Whitmire	Willis
Wylie	A. D. Young	T. R. Young

**Total--60**

Those who voted in the negative are:

Agnew	Allen	Anderson
Bales	Battle	Bowers
Branham	Brantley	G. A. Brown
H. B. Brown	R. L. Brown	Clyburn
Cobb-Hunter	Dillard	Funderburk
Govan	Gunn	Harvin
Hayes	Hosey	Jefferson
Jennings	King	Mack
McEachern	McLeod	J. H. Neal
J. M. Neal	Neilson	Parks
Sellers	J. E. Smith	Vick
Weeks	Whipper	Williams

**Total--36**

So, the amendment was tabled.

Rep. J. E. SMITH proposed the following Amendment No. 44 (COUNCIL\SWB\5771ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_. The provisions of this Joint Resolution do not apply to Hampton County./

Renumber sections to conform.

Amend title to conform.

Rep. BOWERS spoke in favor of the amendment.

Rep. COOPER moved to table the amendment.



**THURSDAY, MARCH 5, 2009**

Rep. J. H. NEAL demanded the yeas and nays which were taken,  
resulting as follows:

Yeas 61; Nays 34

Those who voted in the affirmative are:

Allison	Bannister	Barfield
Bingham	Bowen	Brady
Cato	Chalk	Clemmons
Cole	Cooper	Daning
Delleney	Duncan	Edge
Erickson	Forrester	Gambrell
Gullick	Haley	Hardwick
Harrell	Harrison	Hearn
Hiott	Horne	Huggins
Hutto	Kelly	Limehouse
Littlejohn	Long	Lucas
Merrill	Millwood	Moss
Nanney	Owens	Parker
Pinson	E. H. Pitts	M. A. Pitts
Rice	Sandifer	Scott
Skelton	D. C. Smith	G. M. Smith
G. R. Smith	J. R. Smith	Sottile
Stringer	Thompson	Umphlett
Viers	White	Whitmire
Willis	Wylie	A. D. Young
T. R. Young		

**Total--61**

Those who voted in the negative are:

Agnew	Allen	Anderson
Bales	Battle	Bowers
Branham	Brantley	G. A. Brown
H. B. Brown	R. L. Brown	Clyburn
Cobb-Hunter	Funderburk	Govan
Gunn	Harvin	Hayes
Hosey	Jennings	King
Mack	McLeod	Miller
J. H. Neal	J. M. Neal	Neilson
Rutherford	Sellers	J. E. Smith

**THURSDAY, MARCH 5, 2009**

Vick	Weeks	Whipper
Williams		

**Total--34**

So, the amendment was tabled.

Rep. J. E. SMITH proposed the following Amendment No. 46 (COUNCIL\SWB\5773ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_. The provisions of this Joint Resolution do not apply to Jasper County./

Renumber sections to conform.

Amend title to conform.

Rep. HODGES spoke in favor of the amendment.

Rep. COOPER moved to table the amendment.

Rep. J. H. NEAL demanded the yeas and nays which were taken, resulting as follows:

Yeas 61; Nays 37

Those who voted in the affirmative are:

Allison	Bannister	Barfield
Bowen	Cato	Chalk
Clemmons	Cole	Cooper
Daning	Delleney	Duncan
Edge	Erickson	Forrester
Frye	Gambrell	Gullick
Haley	Hamilton	Hardwick
Harrell	Harrison	Hearn
Herbkersman	Hiott	Horne
Huggins	Kelly	Limehouse
Littlejohn	Loftis	Lowe
Lucas	Merrill	Millwood
Nanney	Owens	Parker
Pinson	E. H. Pitts	M. A. Pitts
Rice	Sandifer	Scott
Skelton	D. C. Smith	G. M. Smith

[HJ]

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G. R. Smith	J. R. Smith	Sottile
Thompson	Toole	Umphlett
Viers	White	Whitmire
Willis	Wylie	A. D. Young
T. R. Young		

**Total--61**

Those who voted in the negative are:

Agnew	Allen	Anderson
Bales	Battle	Bowers
Branham	Brantley	H. B. Brown
R. L. Brown	Clyburn	Cobb-Hunter
Dillard	Funderburk	Govan
Gunn	Harvin	Hodges
Hosey	Jefferson	Jennings
King	Mack	McEachern
McLeod	Miller	Mitchell
Moss	J. H. Neal	J. M. Neal
Neilson	Sellers	J. E. Smith
Vick	Weeks	Whipper
Williams		

**Total--37**

So, the amendment was tabled.

Rep. J. E. SMITH proposed the following Amendment No. 48 (COUNCIL\SWB\5763ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_. The provisions of this Joint Resolution do not apply to Dillon County./

Renumber sections to conform.

Amend title to conform.

Rep. HAYES spoke in favor of the amendment.

Rep. COOPER moved to table the amendment.

[HJ]

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Rep. FUNDERBURK demanded the yeas and nays which were taken, resulting as follows:

Yeas 60; Nays 33

Those who voted in the affirmative are:

Allison	Ballentine	Bannister
Bingham	Bowen	Cato
Chalk	Clemmons	Cole
Cooper	Daning	Delleney
Duncan	Edge	Erickson
Forrester	Frye	Gambrell
Gullick	Haley	Hamilton
Hardwick	Harrell	Hearn
Hiott	Horne	Huggins
Hutto	Kelly	Limehouse
Littlejohn	Lowe	Merrill
Millwood	Nanney	Owens
Parker	Pinson	E. H. Pitts
M. A. Pitts	Rice	Sandifer
Scott	Skelton	D. C. Smith
G. M. Smith	G. R. Smith	J. R. Smith
Sottile	Stringer	Thompson
Toole	Umphlett	Viers
White	Whitmire	Willis
Wylie	A. D. Young	T. R. Young

**Total--60**

Those who voted in the negative are:

Agnew	Allen	Anderson
Bales	Battle	Bowers
Branham	Brantley	H. B. Brown
Clyburn	Cobb-Hunter	Funderburk
Govan	Gunn	Harvin
Hayes	Hodges	Hosey
Jefferson	Jennings	King
Lucas	Mack	McEachern
McLeod	Moss	J. H. Neal

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J. M. Neal	Neilson	Sellers
J. E. Smith	Weeks	Williams

**Total--33**

So, the amendment was tabled.

Rep. J. E. SMITH proposed the following Amendment No. 49 (COUNCIL\SWB\5762ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_. The provisions of this Joint Resolution do not apply to Darlington County./

Renumber sections to conform.

Amend title to conform.

Rep. LUCAS spoke in favor of the amendment.

Rep. COOPER moved to table the amendment.

Rep. LUCAS demanded the yeas and nays which were taken, resulting as follows:

Yeas 64; Nays 34

Those who voted in the affirmative are:

Allison	Bannister	Barfield
Bingham	Bowen	Brady
Cato	Chalk	Clemmons
Cole	Cooper	Danings
Delleney	Duncan	Edge
Erickson	Forrester	Frye
Gambrell	Gullick	Haley
Hamilton	Hardwick	Harrell
Harvin	Hearn	Herbkersman
Hiott	Horne	Huggins
Hutto	Kelly	Kennedy
Limehouse	Littlejohn	Lowe
Merrill	Millwood	Nanney
Owens	Parker	Pinson
E. H. Pitts	M. A. Pitts	Rice
Sandifer	Scott	Skelton

[HJ]

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D. C. Smith	G. M. Smith	G. R. Smith
J. R. Smith	Sottile	Stringer
Thompson	Toole	Umphlett
Viers	White	Whitmire
Willis	Wylie	A. D. Young
T. R. Young		

**Total--64**

Those who voted in the negative are:

Agnew	Allen	Anderson
Bales	Battle	Bowers
Branham	Brantley	H. B. Brown
Clyburn	Cobb-Hunter	Dillard
Funderburk	Govan	Gunn
Hayes	Hodges	Hosey
Jefferson	Jennings	King
Lucas	Mack	McEachern
McLeod	Miller	J. H. Neal
Neilson	Sellers	J. E. Smith
Vick	Weeks	Whipper
Williams		

**Total--34**

So, the amendment was tabled.

Rep. J. E. SMITH proposed the following Amendment No. 50 (COUNCIL\SWB\5761ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_. The provisions of this Joint Resolution do not apply to Colleton County./

Renumber sections to conform.

Amend title to conform.

Rep. R. L. BROWN spoke in favor of the amendment.

Rep. COOPER moved to table the amendment.

**THURSDAY, MARCH 5, 2009**

Rep. COBB-HUNTER demanded the yeas and nays which were taken, resulting as follows:

Yeas 58; Nays 28

Those who voted in the affirmative are:

Allison	Bannister	Barfield
Bingham	Bowen	Brady
Cato	Chalk	Clemmons
Cole	Cooper	Daning
Delleney	Duncan	Erickson
Forrester	Gambrell	Gullick
Haley	Hamilton	Hardwick
Harrell	Harrison	Herbkersman
Hiott	Horne	Huggins
Hutto	Kelly	Littlejohn
Lowe	Lucas	Merrill
Millwood	Nanney	Owens
Parker	E. H. Pitts	M. A. Pitts
Rice	Sandifer	Scott
Skelton	D. C. Smith	G. M. Smith
G. R. Smith	J. R. Smith	Sottile
Stringer	Thompson	Toole
Viers	White	Whitmire
Willis	Wylie	A. D. Young
T. R. Young		

**Total--58**

Those who voted in the negative are:

Agnew	Allen	Anderson
Bales	Bowers	Branham
Brantley	H. B. Brown	R. L. Brown
Clyburn	Cobb-Hunter	Funderburk
Gunn	Harvin	Hayes
Hosey	Jefferson	King
Mack	McLeod	Miller
Moss	J. M. Neal	Sellers
J. E. Smith	Weeks	Whipper
Williams		

**Total--28**

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So, the amendment was tabled.

Rep. J. E. SMITH proposed the following Amendment No. 51 (COUNCIL\SWB\5760ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_\_. The provisions of this Joint Resolution do not apply to Clarendon County./

Renumber sections to conform.

Amend title to conform.

Rep. HARVIN spoke in favor of the amendment.

Rep. COOPER moved to table the amendment.

Rep. KENNEDY demanded the yeas and nays which were taken, resulting as follows:

Yeas 59; Nays 33

Those who voted in the affirmative are:

Allison	Bannister	Barfield
Bingham	Bowen	Brady
Cato	Chalk	Clemmons
Cole	Cooper	Daning
Delleney	Duncan	Edge
Erickson	Forrester	Gambrell
Gullick	Haley	Hamilton
Hardwick	Harrell	Harrison
Hearn	Herbkersman	Hiott
Horne	Huggins	Hutto
Kelly	Limehouse	Long
Lowe	Lucas	Merrill
Millwood	Nanney	Owens
Parker	Pinson	Rice
Sandifer	Scott	Skelton
D. C. Smith	G. R. Smith	J. R. Smith
Sottile	Stringer	Thompson
Toole	Umphlett	Viers



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White	Whitmire	Willis
Wylie	T. R. Young	

**Total--59**

Those who voted in the negative are:

Agnew	Allen	Anderson
Battle	Bowers	Branham
Brantley	H. B. Brown	R. L. Brown
Clyburn	Cobb-Hunter	Dillard
Funderburk	Gunn	Harvin
Hayes	Hodges	Hosey
Jefferson	Jennings	Kennedy
King	Mack	McEachern
McLeod	Miller	Mitchell
J. M. Neal	J. E. Smith	Vick
Weeks	Whipper	Williams

**Total--33**

So, the amendment was tabled.

Rep. J. E. SMITH proposed the following Amendment No. 52 (COUNCIL\SWB\5768ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_. The provisions of this Joint Resolution do not apply to Georgetown County./

Renumber sections to conform.

Amend title to conform.

Rep. ANDERSON spoke in favor of the amendment.

Rep. COOPER moved to table the amendment.

Rep. MILLER demanded the yeas and nays which were taken, resulting as follows:

Yeas 61; Nays 30

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Those who voted in the affirmative are:

Allison	Bannister	Barfield
Bingham	Bowen	Brady
Cato	Chalk	Clemmons
Cole	Cooper	Daning
Delleney	Duncan	Edge
Erickson	Forrester	Frye
Gambrell	Gullick	Haley
Hamilton	Hardwick	Harrell
Harrison	Hearn	Herbkersman
Hiott	Horne	Huggins
Hutto	Kelly	Limehouse
Littlejohn	Long	Lowe
Merrill	Nanney	Owens
Parker	Pinson	E. H. Pitts
Rice	Sandifer	Scott
Simrill	Skelton	D. C. Smith
G. R. Smith	J. R. Smith	Sottile
Stringer	Thompson	Toole
Umphlett	Viers	White
Whitmire	Willis	Wylie
T. R. Young		

**Total--61**

Those who voted in the negative are:

Agnew	Anderson	Battle
Bowers	Branham	Brantley
H. B. Brown	R. L. Brown	Cobb-Hunter
Dillard	Funderburk	Gunn
Harvin	Hosey	Jefferson
Jennings	Kennedy	King
Mack	McEachern	Miller
Mitchell	Moss	J. H. Neal
J. M. Neal	J. E. Smith	Vick
Weeks	Whipper	Williams

**Total--30**

So, the amendment was tabled.

**THURSDAY, MARCH 5, 2009**

Rep. J. E. SMITH proposed the following Amendment No. 53 (COUNCIL\SWB\5767ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_\_. The provisions of this Joint Resolution do not apply to Florence County./

Renumber sections to conform.

Amend title to conform.

Rep. BRANHAM spoke in favor of the amendment.

Rep. COOPER moved to table the amendment.

Rep. WILLIAMS demanded the yeas and nays which were taken, resulting as follows:

Yeas 59; Nays 38

Those who voted in the affirmative are:

Allison	Bannister	Barfield
Bingham	Bowen	Brady
Cato	Chalk	Clemmons
Cole	Cooper	Daning
Delleney	Edge	Erickson
Forrester	Frye	Gambrell
Gullick	Haley	Hamilton
Hardwick	Harrell	Harrison
Hearn	Herbkersman	Hiott
Horne	Huggins	Hutto
Kelly	Limehouse	Littlejohn
Long	Lucas	Merrill
Nanney	Owens	Parker
Pinson	E. H. Pitts	Rice
Sandifer	Scott	Simrill
Skelton	D. C. Smith	G. R. Smith
J. R. Smith	Sottile	Stringer
Thompson	Umphlett	Viers
White	Whitmire	Willis
Wylie	T. R. Young	

**Total--59**

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Those who voted in the negative are:

Agnew	Allen	Anderson
Bales	Battle	Bowers
Branham	Brantley	H. B. Brown
R. L. Brown	Clyburn	Cobb-Hunter
Dillard	Funderburk	Govan
Gunn	Hayes	Hodges
Hosey	Jefferson	Jennings
Kennedy	King	Lowe
Mack	McEachern	Miller
Moss	J. H. Neal	J. M. Neal
Rutherford	Sellers	G. M. Smith
J. E. Smith	Vick	Weeks
Whipper	Williams	

**Total--38**

So, the amendment was tabled.

Rep. J. E. SMITH proposed the following Amendment No. 54 (COUNCIL\SWB\5766ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_. The provisions of this Joint Resolution do not apply to Fairfield County./

Renumber sections to conform.

Amend title to conform.

Rep. H. B. BROWN spoke in favor of the amendment.

Rep. COOPER moved to table the amendment.

Rep. J. E. SMITH demanded the yeas and nays which were taken, resulting as follows:

Yeas 57; Nays 30

Those who voted in the affirmative are:

Allison	Ballentine	Bannister
Barfield	Bingham	Bowen
Brady	Cato	Chalk
Clemmons	Cole	Cooper

[HJ]

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Danig	Delleney	Duncan
Edge	Erickson	Forrester
Frye	Gambrell	Gullick
Haley	Hamilton	Hardwick
Harrell	Harrison	Hearn
Herbkersman	Hiott	Horne
Huggins	Kelly	Limehouse
Lucas	Merrill	Nanney
Owens	E. H. Pitts	Rice
Sandifer	Scott	Simrill
Skelton	D. C. Smith	G. M. Smith
G. R. Smith	J. R. Smith	Sottile
Stringer	Thompson	Viers
White	Whitmire	Willis
Wylie	A. D. Young	T. R. Young

**Total--57**

Those who voted in the negative are:

Agnew	Allen	Bales
Bowers	Branham	Brantley
H. B. Brown	R. L. Brown	Clyburn
Cobb-Hunter	Dillard	Funderburk
Govan	Gunn	Hayes
Hosey	Jefferson	Jennings
Kennedy	King	Mack
McEachern	McLeod	Moss
J. H. Neal	J. M. Neal	J. E. Smith
Vick	Whipper	Williams

**Total--30**

So, the amendment was tabled.

Rep. J. E. SMITH proposed the following Amendment No. 55 (COUNCIL\SWB\5765ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_. The provisions of this Joint Resolution do not apply to Edgefield County./

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Renumber sections to conform.

Amend title to conform.

Rep. CLYBURN spoke in favor of the amendment.

Rep. COOPER moved to table the amendment.

Rep. J. H. NEAL demanded the yeas and nays which were taken,  
resulting as follows:

Yeas 60; Nays 31

Those who voted in the affirmative are:

Allison	Ballentine	Bannister
Barfield	Bingham	Bowen
Brady	Cato	Chalk
Clemmons	Cole	Cooper
Daning	Delleney	Duncan
Edge	Erickson	Forrester
Frye	Gambrell	Gullick
Haley	Hamilton	Hardwick
Harrell	Harrison	Hearn
Herbkersman	Hiott	Horne
Huggins	Hutto	Kelly
Limehouse	Lowe	Lucas
Nanney	Owens	Parker
Pinson	E. H. Pitts	Rice
Sandifer	Scott	Simrill
Skelton	G. M. Smith	G. R. Smith
J. R. Smith	Sottile	Stringer
Thompson	Umphlett	Viers
White	Whitmire	Willis
Wylie	A. D. Young	T. R. Young

**Total--60**

Those who voted in the negative are:

Agnew	Allen	Anderson
Bales	Battle	Bowers
Branham	Brantley	Clyburn
Cobb-Hunter	Dillard	Funderburk
Govan	Gunn	Hayes

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Hosey	Jefferson	Jennings
Mack	McEachern	McLeod
Miller	Moss	J. H. Neal
J. M. Neal	Sellers	J. E. Smith
Vick	Weeks	Whipper
Williams		

**Total--31**

So, the amendment was tabled.

Rep. J. E. SMITH proposed the following Amendment No. 56 (COUNCIL\SWB\5756ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_. The provisions of this Joint Resolution do not apply to Charleston County./

Renumber sections to conform.

Amend title to conform.

Rep. MACK spoke in favor of the amendment.

Rep. COOPER moved to table the amendment.

Rep. OTT demanded the yeas and nays which were taken, resulting as follows:

Yeas 64; Nays 35

Those who voted in the affirmative are:

Allison	Ballentine	Bannister
Barfield	Bingham	Bowen
Brady	Cato	Chalk
Clemmons	Cole	Cooper
Daning	Delleney	Duncan
Edge	Erickson	Forrester
Frye	Gambrell	Gullick
Haley	Hamilton	Hardwick
Harrell	Harrison	Hearn
Herbkersman	Hiott	Horne
Huggins	Kelly	Limehouse
Long	Lowe	Lucas

[HJ]

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Millwood	Nanney	Owens
Parker	Pinson	E. H. Pitts
M. A. Pitts	Rice	Sandifer
Scott	Simrill	Skelton
D. C. Smith	G. M. Smith	G. R. Smith
J. R. Smith	Sottile	Stringer
Thompson	Toole	Umphlett
Viers	White	Whitmire
Willis	Wylie	A. D. Young
T. R. Young		

**Total--64**

Those who voted in the negative are:

Agnew	Allen	Anderson
Bales	Battle	Bowers
Branham	Brantley	H. B. Brown
R. L. Brown	Clyburn	Cobb-Hunter
Dillard	Funderburk	Gunn
Hayes	Hodges	Hosey
Hutto	Jefferson	Jennings
Kennedy	King	Mack
McEachern	McLeod	Miller
Moss	J. H. Neal	J. M. Neal
Sellers	J. E. Smith	Weeks
Whipper	Williams	

**Total--35**

So, the amendment was tabled.

Rep. J. E. SMITH proposed the following Amendment No. 57 (COUNCIL\SWB\5757ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_. The provisions of this Joint Resolution do not apply to Cherokee County./

Renumber sections to conform.

Amend title to conform.

Rep. MOSS spoke in favor of the amendment.

[HJ]



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Rep. COOPER moved to table the amendment.

Rep. MOSS demanded the yeas and nays which were taken,  
resulting as follows:

Yeas 65; Nays 35

Those who voted in the affirmative are:

Allison	Ballentine	Bannister
Bingham	Bowen	Brady
Cato	Chalk	Clemmons
Cole	Cooper	Daning
Delleney	Duncan	Edge
Erickson	Forrester	Frye
Gambrell	Gullick	Haley
Hamilton	Hardwick	Harrell
Harrison	Hearn	Herbkersman
Hiott	Horne	Huggins
Kelly	Limehouse	Littlejohn
Loftis	Long	Lowe
Lucas	Millwood	Nanney
Owens	Parker	E. H. Pitts
M. A. Pitts	Rice	Sandifer
Scott	Simrill	Skelton
D. C. Smith	G. M. Smith	G. R. Smith
J. R. Smith	Sottile	Stewart
Stringer	Thompson	Toole
Umphlett	Viers	White
Whitmire	Willis	Wylie
A. D. Young	T. R. Young	

**Total--65**

Those who voted in the negative are:

Agnew	Allen	Anderson
Bales	Battle	Branham
Brantley	G. A. Brown	H. B. Brown
R. L. Brown	Cobb-Hunter	Dillard
Funderburk	Govan	Gunn
Hayes	Hodges	Hosey
Hutto	Jefferson	Jennings
Kennedy	Mack	McEachern

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McLeod	Miller	Moss
J. H. Neal	J. M. Neal	Neilson
Sellers	J. E. Smith	Vick
Weeks	Whipper	

**Total--35**

So, the amendment was tabled.

Rep. J. E. SMITH proposed the following Amendment No. 58 (COUNCIL\SWB\5758ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_. The provisions of this Joint Resolution do not apply to Chester County./

Renumber sections to conform.

Amend title to conform.

Rep. J. H. NEAL spoke in favor of the amendment.

Rep. COOPER moved to table the amendment.

Rep. J. H. NEAL demanded the yeas and nays which were taken, resulting as follows:

Yeas 60; Nays 39

Those who voted in the affirmative are:

Allison	Ballentine	Bannister
Barfield	Bingham	Bowen
Brady	Cato	Chalk
Clemmons	Cole	Cooper
Daning	Delleney	Edge
Erickson	Forrester	Frye
Gambrell	Gullick	Haley
Hamilton	Hardwick	Harrell
Hearn	Herbkersman	Hiott
Huggins	Kelly	Limehouse
Littlejohn	Loftis	Long
Lowe	Lucas	Millwood
Nanney	Owens	Parker
M. A. Pitts	Rice	Sandifer

[HJ]

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Scott	Simrill	Skelton
D. C. Smith	G. R. Smith	J. R. Smith
Sottile	Stewart	Stringer
Thompson	Toole	Umphlett
White	Whitmire	Willis
Wylie	A. D. Young	T. R. Young

**Total--60**

Those who voted in the negative are:

Agnew	Allen	Anderson
Bales	Battle	Bowers
Branham	Brantley	G. A. Brown
H. B. Brown	R. L. Brown	Clyburn
Cobb-Hunter	Dillard	Funderburk
Govan	Hayes	Hodges
Hosey	Hutto	Jefferson
Jennings	Kennedy	King
Mack	McEachern	McLeod
Miller	Mitchell	Moss
J. H. Neal	J. M. Neal	Neilson
Sellers	J. E. Smith	Vick
Weeks	Whipper	Williams

**Total--39**

So, the amendment was tabled.

Rep. J. E. SMITH proposed the following Amendment No. 60 (COUNCIL\SWB\5751ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_. The provisions of this Joint Resolution do not apply to Bamberg County./

Renumber sections to conform.

Amend title to conform.

Rep. SELLERS spoke in favor of the amendment.

Rep. A. D. YOUNG moved to table the amendment.

**THURSDAY, MARCH 5, 2009**

Rep. J. H. NEAL demanded the yeas and nays which were taken,  
resulting as follows:

Yeas 67; Nays 40

Those who voted in the affirmative are:

Allison	Ballentine	Bannister
Barfield	Bingham	Bowen
Brady	Cato	Chalk
Clemmons	Cole	Cooper
Daning	Delleney	Duncan
Edge	Erickson	Forrester
Frye	Gambrell	Gullick
Haley	Hamilton	Hardwick
Harrell	Harrison	Hearn
Herbkersman	Hiott	Horne
Huggins	Kelly	Limehouse
Littlejohn	Loftis	Long
Lowe	Lucas	Merrill
Millwood	Nanney	Owens
Parker	Pinson	E. H. Pitts
M. A. Pitts	Rice	Sandifer
Scott	Simrill	Skelton
D. C. Smith	G. M. Smith	G. R. Smith
J. R. Smith	Sottile	Stewart
Stringer	Thompson	Toole
Umphlett	White	Whitmire
Willis	Wylie	A. D. Young
T. R. Young		

**Total--67**

Those who voted in the negative are:

Agnew	Allen	Anderson
Bales	Bowers	Branham
Brantley	G. A. Brown	H. B. Brown
R. L. Brown	Clyburn	Cobb-Hunter
Dillard	Funderburk	Govan
Gunn	Hayes	Hodges
Hosey	Hutto	Jefferson
Jennings	Kennedy	King
Mack	McEachern	McLeod

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Miller	Mitchell	Moss
J. H. Neal	J. M. Neal	Neilson
Parks	Sellers	J. E. Smith
Vick	Weeks	Whipper
Williams		

**Total--40**

So, the amendment was tabled.

Rep. J. E. SMITH proposed the following Amendment No. 61 (COUNCIL\SWB\5752ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_. The provisions of this Joint Resolution do not apply to Barnwell County./

Renumber sections to conform.

Amend title to conform.

Rep. HOSEY spoke in favor of the amendment.

Rep. A. D. YOUNG moved to table the amendment.

Rep. HOSEY demanded the yeas and nays which were taken, resulting as follows:

Yeas 61; Nays 35

Those who voted in the affirmative are:

Allison	Bannister	Barfield
Bingham	Bowen	Brady
Cato	Chalk	Clemmons
Cole	Cooper	Daning
Delleney	Duncan	Edge
Erickson	Forrester	Frye
Gambrell	Haley	Hamilton
Hardwick	Harrell	Hearn
Herbkersman	Hiott	Horne
Huggins	Limehouse	Littlejohn
Loftis	Long	Lucas
Millwood	Nanney	Owens
Parker	Pinson	E. H. Pitts

[HJ]

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M. A. Pitts	Rice	Sandifer
Scott	Simrill	Skelton
D. C. Smith	G. M. Smith	G. R. Smith
J. R. Smith	Sottile	Stewart
Stringer	Thompson	Toole
Umphlett	White	Whitmire
Willis	Wylie	A. D. Young
T. R. Young		

**Total--61**

Those who voted in the negative are:

Agnew	Allen	Anderson
Battle	Branham	G. A. Brown
H. B. Brown	R. L. Brown	Clyburn
Cobb-Hunter	Dillard	Funderburk
Govan	Gunn	Hayes
Hosey	Hutto	Jefferson
Jennings	Kennedy	King
Mack	McEachern	Miller
Mitchell	Moss	J. H. Neal
J. M. Neal	Neilson	Parks
Sellers	J. E. Smith	Weeks
Whipper	Williams	

**Total--35**

So, the amendment was tabled.

Rep. J. E. SMITH proposed the following Amendment No. 62 (COUNCIL\SWB\5753ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_. The provisions of this Joint Resolution do not apply to Beaufort County./

Renumber sections to conform.

Amend title to conform.

Rep. HODGES spoke in favor of the amendment.

Rep. A. D. YOUNG moved to table the amendment.

[HJ]

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Rep. WILLIAMS demanded the yeas and nays which were taken,  
resulting as follows:

Yeas 59; Nays 36

Those who voted in the affirmative are:

Allison	Ballentine	Bannister
Barfield	Bingham	Bowen
Brady	Cato	Chalk
Clemmons	Cole	Cooper
Daning	Delleney	Duncan
Edge	Forrester	Frye
Gambrell	Gullick	Haley
Hamilton	Hardwick	Harrell
Hearn	Hiott	Horne
Huggins	Limehouse	Littlejohn
Lucas	Millwood	Moss
Nanney	Owens	Parker
Pinson	E. H. Pitts	M. A. Pitts
Rice	Sandifer	Scott
Simrill	Skelton	D. C. Smith
G. M. Smith	G. R. Smith	J. R. Smith
Sottile	Stewart	Stringer
Thompson	Toole	Umphlett
White	Whitmire	Wylie
A. D. Young	T. R. Young	

**Total--59**

Those who voted in the negative are:

Agnew	Allen	Bales
Branham	G. A. Brown	H. B. Brown
R. L. Brown	Clyburn	Cobb-Hunter
Dillard	Erickson	Funderburk
Govan	Gunn	Hayes
Herbkersman	Hosey	Hutto
Jefferson	Jennings	Kennedy
King	Mack	McEachern
McLeod	Miller	Mitchell
J. H. Neal	J. M. Neal	Neilson

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Sellers	J. E. Smith	Vick
Weeks	Whipper	Williams

**Total--36**

So, the amendment was tabled.

Rep. J. E. SMITH proposed the following Amendment No. 63 (COUNCIL\SWB\5754ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_. The provisions of this Joint Resolution do not apply to Berkeley County./

Renumber sections to conform.

Amend title to conform.

Rep. JEFFERSON spoke in favor of the amendment.

Rep. A. D. YOUNG moved to table the amendment.

Rep. JEFFERSON demanded the yeas and nays which were taken, resulting as follows:

Yeas 61; Nays 31

Those who voted in the affirmative are:

Allison	Bannister	Barfield
Bingham	Bowen	Brady
Cato	Chalk	Clemmons
Cole	Cooper	Daning
Delleney	Duncan	Edge
Erickson	Forrester	Frye
Gambrell	Gullick	Haley
Hamilton	Hardwick	Harrell
Harrison	Hearn	Herbkersman
Hiott	Horne	Huggins
Limehouse	Littlejohn	Long
Lowe	Lucas	Millwood
Nanney	Neilson	Owens
Parker	Pinson	E. H. Pitts
Rice	Sandifer	Scott
Simrill	Skelton	D. C. Smith

[HJ]



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G. M. Smith	G. R. Smith	J. R. Smith
Sottile	Stewart	Stringer
Thompson	Toole	Umphlett
Whitmire	Wylie	A. D. Young
T. R. Young		

**Total--61**

Those who voted in the negative are:

Agnew	Bales	Branham
H. B. Brown	R. L. Brown	Clyburn
Cobb-Hunter	Dillard	Funderburk
Gunn	Hayes	Hosey
Hutto	Jefferson	Jennings
Kennedy	King	Mack
McEachern	McLeod	Mitchell
Moss	J. H. Neal	J. M. Neal
Parks	Sellers	J. E. Smith
Vick	Weeks	Whipper
Williams		

**Total--31**

So, the amendment was tabled.

**LEAVE OF ABSENCE**

The SPEAKER granted Rep. M. A. PITTS a leave of absence for the remainder of the day to attend a family funeral.

Rep. J. E. SMITH proposed the following Amendment No. 66 (COUNCIL\SWB\5747ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_. The provisions of this Joint Resolution do not apply to Abbeville County./

Renumber sections to conform.

Amend title to conform.

Rep. AGNEW spoke in favor of the amendment.

Rep. A. D. YOUNG moved to table the amendment.

[HJ]

**THURSDAY, MARCH 5, 2009**

Rep. AGNEW demanded the yeas and nays which were taken,  
resulting as follows:

Yeas 64; Nays 36

Those who voted in the affirmative are:

Allison	Ballentine	Bannister
Barfield	Bingham	Bowen
Brady	Cato	Chalk
Clemmons	Cole	Cooper
Daning	Delleney	Duncan
Edge	Erickson	Forrester
Frye	Gullick	Haley
Hamilton	Hardwick	Harrell
Harrison	Hearn	Herbkersman
Hiott	Horne	Huggins
Kelly	Limehouse	Littlejohn
Loftis	Long	Lowe
Lucas	Merrill	Millwood
Nanney	Owens	Parker
Pinson	E. H. Pitts	Rice
Sandifer	Scott	Simrill
Skelton	D. C. Smith	G. M. Smith
G. R. Smith	J. R. Smith	Sottile
Stewart	Stringer	Thompson
Toole	Umphlett	White
Whitmire	Wylie	A. D. Young
T. R. Young		

**Total--64**

Those who voted in the negative are:

Agnew	Allen	Bales
Battle	Branham	G. A. Brown
H. B. Brown	R. L. Brown	Clyburn
Cobb-Hunter	Dillard	Funderburk
Gambrell	Govan	Gunn
Hayes	Hodges	Hosey
Hutto	Jefferson	Jennings
Kennedy	King	Mack
McLeod	Mitchell	Moss
J. H. Neal	J. M. Neal	Neilson

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Sellers	J. E. Smith	Vick
Weeks	Whipper	Williams

**Total--36**

So, the amendment was tabled.

Rep. J. E. SMITH proposed the following Amendment No. 67 (COUNCIL\SWB\5749ZW09), which was tabled:

Amend the joint resolution, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_. The provisions of this Joint Resolution do not apply to Anderson County./

Renumber sections to conform.

Amend title to conform.

Rep. HOSEY spoke in favor of the amendment.

Rep. COOPER moved to table the amendment.

Rep. HOSEY demanded the yeas and nays which were taken, resulting as follows:

Yeas 54; Nays 31

Those who voted in the affirmative are:

Allison	Ballentine	Bannister
Barfield	Bingham	Bowen
Brady	Cato	Clemmons
Cole	Cooper	Daning
Delleney	Duncan	Edge
Erickson	Forrester	Frye
Gambrell	Haley	Hamilton
Hardwick	Harrell	Harrison
Hearn	Herbkersman	Horne
Huggins	Kelly	Limehouse
Long	Lucas	Merrill
Nanney	Owens	Pinson
E. H. Pitts	Rice	Sandifer
Scott	Simrill	Skelton
D. C. Smith	G. R. Smith	J. R. Smith
Sottile	Stringer	Thompson

[HJ]

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Toole	Umphlett	White
Whitmire	A. D. Young	T. R. Young

**Total--54**

Those who voted in the negative are:

Agnew	Allen	Battle
Branham	H. B. Brown	Clyburn
Cobb-Hunter	Funderburk	Govan
Gunn	Hodges	Hosey
Hutto	Jefferson	Jennings
King	Littlejohn	Mack
McEachern	McLeod	Miller
Mitchell	Moss	J. H. Neal
J. M. Neal	Neilson	Parks
Sellers	J. E. Smith	Whipper
Williams		

**Total--31**

So, the amendment was tabled.

The question then recurred to the passage of the Bill, as amended, on second reading.

Rep. VICK spoke against the Bill.

Pursuant to Rule 7.7 the yeas and nays were taken resulting as follows:

Yeas 65; Nays 40

Those who voted in the affirmative are:

Allison	Ballentine	Bannister
Barfield	Bingham	Bowen
Brady	Cato	Chalk
Clemmons	Cole	Cooper
Daning	Delleney	Duncan
Edge	Erickson	Forrester
Frye	Gambrell	Haley
Hamilton	Hardwick	Harrell
Harrison	Hearn	Herbkersman

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Horne	Huggins	Kelly
Limehouse	Littlejohn	Loftis
Long	Lowe	Lucas
Merrill	Millwood	Nanney
Owens	Parker	Pinson
E. H. Pitts	Rice	Sandifer
Scott	Simrill	Skelton
D. C. Smith	G. M. Smith	G. R. Smith
J. R. Smith	Sottile	Stewart
Stringer	Thompson	Toole
Umphlett	Viers	White
Whitmire	Willis	Wylie
A. D. Young	T. R. Young	

**Total--65**

Those who voted in the negative are:

Agnew	Allen	Anderson
Bales	Battle	Branham
G. A. Brown	H. B. Brown	R. L. Brown
Clyburn	Cobb-Hunter	Dillard
Funderburk	Govan	Gullick
Gunn	Hayes	Hodges
Hosey	Hutto	Jefferson
Jennings	Kennedy	King
Mack	McEachern	McLeod
Miller	Mitchell	Moss
J. H. Neal	J. M. Neal	Neilson
Parks	Sellers	J. E. Smith
Vick	Weeks	Whipper
Williams		

**Total--40**

So, the Bill, as amended, was read the second time and ordered to third reading.

**H. 3581--ORDERED TO BE READ THIRD TIME  
TOMORROW**

On motion of Rep. COOPER, with unanimous consent, it was ordered that H. 3581 be read the third time tomorrow.

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Rep. TOOLE moved that the House do now adjourn, which was agreed to.

**RETURNED WITH CONCURRENCE**

The Senate returned to the House with concurrence the following:

H. 3647 -- Reps. Bales, Agnew, Alexander, Allen, Allison, Anderson, Anthony, Ballentine, Bannister, Barfield, Battle, Bedingfield, Bingham, Bowen, Bowers, Brady, Branham, Brantley, G. A. Brown, H. B. Brown, R. L. Brown, Cato, Chalk, Clemmons, Clyburn, Cobb-Hunter, Cole, Cooper, Crawford, Daning, Delleney, Dillard, Duncan, Edge, Erickson, Forrester, Frye, Funderburk, Gambrell, Gilliard, Govan, Gullick, Gunn, Haley, Hamilton, Hardwick, Harrell, Harrison, Hart, Harvin, Hayes, Hearn, Herbkersman, Hiott, Hodges, Horne, Hosey, Howard, Huggins, Hutto, Jefferson, Jennings, Kelly, Kennedy, King, Kirsh, Knight, Limehouse, Littlejohn, Loftis, Long, Lowe, Lucas, Mack, McEachern, McLeod, Merrill, Miller, Millwood, Mitchell, Moss, Nanney, J. H. Neal, J. M. Neal, Neilson, Ott, Owens, Parker, Parks, Pinson, E. H. Pitts, M. A. Pitts, Rice, Rutherford, Sandifer, Scott, Sellers, Simrill, Skelton, D. C. Smith, G. M. Smith, G. R. Smith, J. E. Smith, J. R. Smith, Sottile, Spires, Stavrinakis, Stewart, Stringer, Thompson, Toole, Umphlett, Vick, Viers, Weeks, Whipper, White, Whitmire, Williams, Willis, Wylie, A. D. Young and T. R. Young: A CONCURRENT RESOLUTION TO RECOGNIZE AND COMMEND BETTY JEAN ULMER MCGREGOR OF RICHLAND COUNTY AS AN EXTRAORDINARY MOTHER OF FIVE CHILDREN, AND TO CONGRATULATE HER UPON THE OCCASION OF BEING NAMED 2009 SOUTH CAROLINA MOTHER OF THE YEAR.

**ADJOURNMENT**

At 3:31 p.m. the House, in accordance with the motion of Rep. GUNN, adjourned in memory of Maude Gregory Wilson, mother of former Clerk of the House Sandra McKinney, to meet at 10:00 a.m. tomorrow.

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